

Digitized by the Internet Archive in 2014

# ACTS

OF THE

## PARLIAMENT

OF THE

# DOMINION OF CANADA

PASSED IN THE SESSION HELD IN THE

TWENTY-FIRST AND TWENTY-SECOND YEARS OF THE REIGN OF HIS MAJESTY

# KING GEORGE V

BEING THE

#### SECOND SESSION OF THE SEVENTEENTH PARLIAMENT

Begun and holden at Ottawa, on the Twelfth day of March, 1931, and closed by Prorogation on the Third day of August, 1931



HIS EXCELLENCY THE RIGHT HONOURABLE

### THE EARL OF BESSBOROUGH

GOVERNOR GENERAL

PART II

LOCAL AND PRIVATE ACTS

OTTAWA
PRINTED BY FREDERICK ALBERT ACLAND
LAW PRINTER TO THE KING'S MOST EXCELLENT MAJESTY
ANNO DOMINI 1931



## 21-22 GEORGE V.

#### CHAP. 62.

An Act respecting The Algoma Central and Hudson Bay Railway Company.

[Assented to 11th June, 1931.]

WHEREAS The Algoma Central and Hudson Bay Rail- Preamble. way Company, a Company duly incorporated by special Act of the Parliament of Canada, has constructed a line of railway from the city of Sault Ste. Marie to Hearst on the Canadian National Railway, in the province of Ontario, and a branch line thereof running southwesterly to Michipicoten Harbour in the province of Ontario; and

WHEREAS the said Railway Company owns all of the issued capital stock of Algoma Central Terminals, Limited, a company duly incorporated under the Companies Act of the Dominion of Canada and the said Terminals Company owns certain lands and premises, buildings, machinery, plant and equipment and has leased the same, as well as after-acquired property, to the said Railway Company for terminal facilities for a period of nine hundred and ninetynine years upon the terms and conditions set forth in a lease bearing date November 1st, 1912; and

Whereas The Lake Superior Corporation, a corporation organized under the laws of the state of New Jersey, one of the United States of America, owns all of the issued common stock of the said Railway Company and also owns all the issued capital stock of Algoma Steel Corporation, Limited, a company duly incorporated under the Ontario Companies Act and carrying on the businesses of manufacturing and selling steel and kindred products and other allied businesses

in and about the said city of Sault Ste. Marie; and

WHEREAS the said Railway Company has made an issue of First Mortgage 5% Fifty-Year Gold Bonds, ten million and eighty thousand dollars (\$10,080,000) principal amount whereof or its equivalent in other currencies are now outstanding, secured by trust deed in favour of United States Mortgage and Trust Company as trustee, dated July 1st, 1910, and in and by the said trust deed and the said bonds

The Lake Superior Corporation has guaranteed the due payment of the principal and interest of such bonds; and

Whereas the said Railway Company has made an issue of Second Mortgage 6% Fifty-Year Gold Bonds, secured by trust deed in favour of United States Mortgage and Trust Company as trustee dated August 14th, 1914, and three hundred and eighteen thousand eight hundred dollars (\$318,800) principal amount of such bonds are now outstanding, all of which are owned by The Lake Superior

Corporation; and

Whereas the said Terminals Company has made an issue of First Mortgage 5% Fifty-Year Gold Bonds, of which one million and twenty-five thousand nine hundred pounds (£1,025,900) principal amount are now outstanding, secured by a trust deed in favour of United States Mortgage and Trust Company as trustee, dated November 1st, 1912, and in and by the said trust deed and the said bonds The Lake Superior Corporation has guaranteed the due payment of the principal and interest of such bonds; and

Whereas The Royal Trust Company has been duly appointed trustee under all of such trust deeds in succession

to the former trustees; and

Whereas in the year 1916, consequent upon receivers having been appointed to the said Railway and Terminals Companies by reason of default having been made by the said Railway Company in the payment of interest due upon its said bonds and in the payment of the rentals due to the Terminals Company under the said lease, and by reason of default having been made by the said Terminals Company in payment of the interest due upon its said bonds, a scheme of arrangement and compromise was entered into between the said Companies and their respective stockholders and bondholders and The Lake Superior Corporation with a view to the settlement of all outstanding questions between the said Companies and the reorganization of the said Railway Company and the discharge of the receivers, which scheme of arrangement was ratified and confirmed by Act of the Parliament of Canada, chapter thirty-two of the Statutes of Canada, 1916; and

Whereas the said scheme of 1916 modified in some respects the provisions of the trust deeds securing the first and second mortgage bonds of the said Railway Company and the first mortgage bonds of the said Terminals Company and the provisions of the lease from the said Terminals Company to the said Railway Company, but provided that the guarantee by The Lake Superior Corporation of the principal and interest of the first mortgage bonds of the said Railway Company and of the said Terminals Company should remain in full force and effect; and

Whereas the joint net earnings of the said Railway and Terminals Companies as and from June 1st, 1914, applied

3

in the order of priority established by the said scheme of 1916, have been at all times thereafter insufficient to pay in full the interest on the first mortgage bonds of the said Terminals Company and have been insufficient to pay in full the interest on the first mortgage bonds of the said Railway Company, and the arrears of interest accrued on the first mortgage bonds of the Railway Company amounted on December 1st, 1930, to eight million and thirteen thousand six hundred dollars (\$8,013,600) and the arrears of interest on the first mortgage bonds of the said Terminals Company amounted on February 1st, 1931, to one million seven hundred and fifty-nine thousand nine hundred and thirty-one dollars (\$1,759,931); and

Whereas doubts have arisen whether and to what extent the holders of the first mortgage bonds of the said Railway and Terminals Companies can enforce the guarantee by The Lake Superior Corporation of the principal and interest of the said bonds prior to the respective dates of maturity of such issues of bonds in the years 1960 and 1962; and

Whereas it is difficult for The Lake Superior Corporation. faced by a contingent future liability the amount of which cannot now be definitely ascertained, to arrange on satisfactory terms any future financing of Algoma Steel Corporation, Limited, and the future success of the said Railway and Terminals Companies largely depends upon the success of Algoma Steel Corporation, Limited; and

Whereas by a further scheme of arrangement by and between the said Railway Company, the said Terminals Company, the holders of the first mortgage bonds of such Companies, and The Lake Superior Corporation prepared with a view to the settlement of all outstanding questions between the said Companies and such bondholders, provision has been made inter alia for the re-arrangement of the capital structure of the said Railway Company, the cancellation of the arrears of interest accrued upon the first mortgage bonds of the said Railway Company and the said Terminals Company, the cancellation of the arrears of rental accrued and the reduction of future rental under the said lease from the Terminals Company to the Railway Company, the surrender and cancellation of all such first mortgage bonds and the issue of new five per cent first mortgage debenture stock and bonds of the said Railway and Terminals Companies not guaranteed by The Lake Superior Corporation either as to principal or interest; and

Whereas such new scheme of arrangement has been unanimously approved by extraordinary resolutions adopted at meetings of the holders of the first mortgage bonds of the said Railway and Terminals Companies held in London,

England, on January 16th, 1931; and

Whereas at a special general meeting of the shareholders of the said Railway Company held at the city of Sault Ste. Marie on February 17th, 1931, the holders of the preferred and common shares of the said Company present or represented at the said meeting, voting separately by classes, unanimously approved of such new scheme of arrangement; and

Whereas the directors of The Lake Superior Corporation by resolution unanimously adopted at a meeting of such directors held at the city of Montreal on the 19th day of December, 1930, have approved of the new scheme of

arrangement; and

Whereas, pursuant to the terms of such new scheme of arrangement, a new Company known as "Algoma Consolidated Corporation Limited" has been duly incorporated under the *Companies Act* of the Dominion of Canada and the holders of over ninety per cent of the presently outstanding capital stock of The Lake Superior Corporation have deposited their shares for exchange for shares of preferred and common stock of the new Company on the basis set forth in the scheme, thereby evidencing their approval of the scheme; and

Whereas such new scheme of arrangement provides for a new issue of five per cent first mortgage income debenture stock and bonds of the said Railway Company and for the reduction of the presently issued preferred and common stock of the said Railway Company and it is necessary that the terms of the special Act incorporating the said Railway Company and amending Acts, be amended and varied in order to permit of such new issue and of such reduction;

and

Whereas the new scheme of arrangement provides that after it has become operative the scheme of 1916 shall cease to have effect and it is requisite for that purpose that chapter thirty-two of the Statutes of Canada, 1916, ratifying and confirming the scheme of 1916 be repealed; and

Whereas the said Railway and Terminals Companies and The Lake Superior Corporation have petitioned that the said new scheme of arrangement be ratified and confirmed by Act of the Parliament of Canada and have prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition:

Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts

as follows:—

Scheme of arrangement in Schedule confirmed.

1. The scheme of arrangement set out in the Schedule to this Act is hereby ratified and confirmed and declared to be valid and binding upon The Algoma Central and Hudson Bay Railway Company, Algoma Central Terminals, Limited, the respective shareholders and bondholders of

the said Companies, the present and former trustees of the trust deeds securing the first mortgage bonds of the said Companies, The Lake Superior Corporation and all other persons having any interest under said trust deeds or directly or indirectly affected by the said scheme of arrangement in all respects whatsoever as fully and to the same extent as if said scheme of arrangement and each and every clause thereof were set out at length and enacted in this Act and the said Companies and the present trustees of the said trust deeds are hereby authorised and empowered to do and perform all acts, matters and things and to execute and deliver all documents necessary to give full effect to the said scheme of arrangement.

2. Notwithstanding anything to the contrary contained Bonded in the special Act incorporating The Algoma Central and indebtedness. Hudson Bay Railway Company and amending Acts or in the Railway Act of Canada, the bonded indebtedness of the Company shall consist of ten million three hundred and eight thousand five hundred dollars (\$10,308,500) of five per cent first mortgage income debenture stock and bonds to be issued and secured in accordance with the said scheme of arrangement, and three hundred and eighteen thousand eight hundred dollars (\$318,800) of second mortgage six per cent fifty year gold bonds now issued and outstanding.

3. Notwithstanding anything to the contrary contained Authorized in the special Act incorporating The Algoma Central and capital. Hudson Bay Railway Company and amending Acts or in the Railway Act of Canada, the authorized and issued capital of the Railway Company shall be five hundred thousand dollars (\$500,000) of preferred stock divided into one hundred and twenty-five thousand (125,000) shares of the par value of four dollars (\$4) each and four million two hundred and seven thousand five hundred and fifty dollars (\$4,207,550) of common stock divided into four hundred and twenty thousand seven hundred and fifty-five (420,755) shares of the par value of ten dollars (\$10) each and the following rights, privileges and restrictions shall attach to such preferred shares:

(a) The said preferred shares shall carry the right to a non-cumulative preferential dividend at the rate of 5% per annum;

(b) The said preferred shares shall rank both as regards dividend and return of capital in priority to all other shares of the Company but shall not confer any further right to participate in profits or assets;

(c) The holders of such preferred shares shall not have any right of voting at any meeting of shareholders

of the Company;

(d) The Company having first given three months' notice in writing of its intention so to do in such manner as the directors may prescribe by resolution is to be at liberty from time to time at its option to redeem the whole or any part of the outstanding preferred shares by paying to the holders thereof the par value thereof, provided that in the event of the Company redeeming at any time less than the whole of the then outstanding preferred shares, the shares to be redeemed shall be determined by drawing lots, such drawing to be made by a person or persons appointed by the directors in such manner as may be determined by resolution of the directors.

The Railway Act to apply.

4. Nothing in this Act contained shall be deemed in any way to impair or restrict the powers of the Board of Railway Commissioners for Canada and all the provisions of the Railway Act now applying to the said The Algoma Central and Hudson Bay Railway Company and its railway and undertaking and not inconsistent with the provisions of this Act shall continue to apply to the same.

1916, c. 32, repealed. 5. Chapter thirty-two of the statutes of 1916 is hereby repealed.

#### SCHEDULE.

THE ALGOMA CENTRAL AND HUDSON BAY RAILWAY COMPANY.

ALGOMA CENTRAL TERMINALS, LIMITED. (Incorporated under the Laws of Canada)

#### SCHEME OF ARRANGEMENT

BETWEEN THE ABOVE COMPANIES, THE HOLDERS OF THE 5 PER CENT. FIRST MORTGAGE GOLD BONDS ISSUED BY SUCH COMPANIES, AND THE LAKE SUPERIOR CORPORATION.

#### PRELIMINARY.

- 1. The Loan and Share Capital of THE ALGOMA CENTRAL AND HUDSON BAY RAILWAY COMPANY (hereinafter referred to as "the Railway Company") is as follows:—
  LOAN CAPITAL.
  - 5 per cent. First Mortgage 50-Year Gold Bonds.....\$ 10,080,000 (Hereafter called "the existing Railway Bonds.") Guaranteed

Guaranteed as to principal and interest by
The Lake Superior Corporation.
6 per cent. Second Mortgage 50-Year Gold
Bonds\$ 318,800
(All held by The Lake Superior Corpora-
tion.)
There are also outstanding \$288,000 of
Equipment Trust Notes which have
been guaranteed by the Railway Com-
pany as to principal and interest.
ISSUED SHARE CAPITAL.
5 per cent. Non-Cumulative Preference
Stock
(Held as to 60 per cent. on trust by the
Committee below referred to, and as to
40 per cent. by other parties.)
Common Stock
(All owned by The Lake Superior Cor-
poration but with the exception of
Directors' qualification shares, held by
the Committee below mentioned for
voting purposes.)
2. The Loan and Share Capital of Algoma Central
TERMINALS, LIMITED (hereinafter referred to as "the Ter-
minal Company") is as follows:—
Loan Capital.
5 per cent. First Mortgage 50-Year Gold
Bonds. £1,025,900
(Hereafter called "the existing Terminal
Bonds.")
Guaranteed as to principal and interest
by The Lake Superior Corporation.

ISSUED SHARE CAPITAL.

3. By a Scheme of Arrangement approved by the holders of the Railway and Terminal Bonds and by The Lake Superior Corporation, and ratified by an Act of the Canadian Parliament in 1916 (hereinafter referred to as "the Scheme of 1916") it was provided (inter alia):—

(i) That as from the 1st June 1914 the joint net earnings as therein defined of the Railway and Terminal Companies in each year should be applied to the following

purposes and in the following order of priority:—

(A) In paying to the Terminal Bondholders interest at the rate of 3 per cent. per annum on the existing Terminal Bonds for the year in question and interest at the like rate for any preceding year or years so far as interest thereon to that amount should not have been paid in respect of any such preceding year or years and in recouping to capital account any amounts expended out of capital after the 1st August 1921 in payment of such interest.

(B) In paying interest up to 2 per cent. per annum for the year in question to the Railway Bondholders and interest up to a further 2 per cent. per annum for the year in question to the Terminal Bondholders on their respective holdings of existing Railway and Terminal Bonds pari passu as if they were one class of

Bond.

(c) In paying interest up to a further 3 per cent per annum for the year in question to the Railway Bond-

holders on their existing Railway Bonds.

(D) In paying to the Railway Bondholders and the Terminal Bondholders any arrears of interest up to 5 per cent. per annum on their respective holdings of existing Railway and Terminal Bonds pari passu in proportion to the amount of the outstanding arrears on each issue.

(E) In providing the sinking fund for the existing Ter-

minal Bonds for the year in question.

(F) In paying to the holders of the existing Railway Bonds further interest up to 1 per cent. per annum for the year in question and to the holders of the existing Terminal Bonds further interest up to one-half per cent. per annum for the year in question pari passu as if they were one class of Bond.

(ii) That after the 1st August 1921 1½ per cent should be paid upon the existing Terminal Bonds in each half year, whether or not the joint net earnings might be sufficient to pay the same, and that any interest on the existing Railway Bonds or the existing Terminal Bonds not paid in any year should be cumulative and carried forward to subsequent years, but that, subject as aforesaid, the interest on the said issues of existing Bonds should only be payable if and to the extent that the joint net earnings were sufficient to pay the same.

(iii) That the guarantee by The Lake Superior Corporation of the principal and interest of the existing Railway Bonds and the existing Terminal Bonds should remain in full force and effect notwithstanding the Scheme of 1916 and that The Lake Superior Corporation should not be entitled to set up in answer to a claim under the said guarantee the fact that the interest on the said Bonds was under the Scheme as between the Bondholders

and the Railway and Terminal Companies only payable out of joint net earnings but that no holder of existing Railway or Terminal Bonds should be entitled to take any steps to enforce the guarantee endorsed upon his Bonds without the written consent of the Bondholders' Committee below mentioned or the sanction of Extraordinary Resolutions of both the Railway and Terminal Bondholders passed at meetings of such Bondholders.

- (iv) That a Bondholders' Committee (hereafter referred to as "the Committee") not exceeding five members should be constituted of whom three were to form a quorum and that the voting rights attached to the Stock of the Railway Company held by The Lake Superior Corporation and to the Stock of the Terminal Company held by the Railway Company should be vested in the Committee so long as the Committee should remain in existence.
- (v) That \$3,000,000 of Preference Stock of the Railway Company (representing 60 per cent. of the whole) should be issued as fully paid to the Committee or their nominees to be held by them as Trustees for the benefit of the Railway and Terminal Bondholders.

Note.—This Stock is held by the Committee on the terms of a Deed Poll dated 26th January 1917 and is represented by Trust Certificates which were issued by the Committee and distributed to the Railway and Terminal Bondholders in 1917.

4. The total arrears of interest accrued on the existing Railway and Terminal Bonds are as follows:—

Railway Bonds to 1st December, 1930... \$8,013,600 Terminal Bonds to 1st February, 1931... 1,759,931

Under the Scheme of 1916 these arrears rank as follows:—

First, there is payable to the Terminal Bondholders...... 249,636

The balance of the arrears due to the Railway and Terminal Bondholders rank pari passu according to the amount of the arrears outstanding but before payment of such arrears there must be recouped to capital account in refund of interest on the existing Terminal Bonds paid out of capital.....

622,240

These arrears are at present accumulating at the rate of \$504,000 per annum on the existing Railway Bonds and \$99,854 per annum on the existing Terminal Bonds.

5. The Capital of The Lake Superior Corporation is as follows:—

11 LOAN

LOAN CAPITAL.

First Mortgage Collateral Trust 5 per cent.
Bonds....

\$5,278,000

The principal security for these Bonds is the deposit with Trustees of \$5,800,000 5 per cent. Purchase Money Bonds of the Algoma Steel Corporation Limited.

Issued Share Capital.

Common Stock (no par value shares)....400,000 shares (Part of a total of 800,000 shares authorised.)

6. The Lake Superior Corporation has guaranteed principal and interest on the following Bonds in addition to the existing Railway and Terminal Bonds:—

First and Refunding Mortgage 5 per cent. Gold Bonds

of the Algoma Steel Corporation Limited.

First Mortgage 5 per cent. Bonds of the Algoma Eastern

Railway Company.

- (The obligation of The Lake Superior Corporation under the guarantee of the latter Bonds has been assumed by the Canadian Pacific Railway Company.)
- 7. The principal assets of The Lake Superior Corporation are its holdings in the Algoma Steel Corporation Limited (in which it owns the whole of the issued Share Capital and \$5,800,000 of 5 per cent. Purchase Money Bonds) and certain cash and investments (including advances to the Steel Company) representing the proceeds of the sale to the Canadian Pacific Railway Company at \$110 per \$100 share of the Shares in the Algoma Eastern Railway Company formerly held by The Lake Superior Corporation.
- 8. It is recognised by all parties that the success of the Railway and Terminal Companies is mainly dependent upon the success of the Algoma Steel Corporation Limited.
- 9. The Capital of the Algoma Steel Corporation Limited (hereinafter referred to as "the Steel Company") is as follows:—

LOAN CAPITAL.

5 per cent. Purchase Money Bonds...... \$5,800,000 (Deposited as collateral as abovementioned.)

First and Refunding Mortgage 5 per cent.

(Authorised issue \$30,000,000.)

Note.—The Purchase Money Bonds of the Steel Company rank as a first charge on a part of the assets of the Steel Company. Subject thereto, the First and

12

Refunding

Refunding Bonds of the Steel Company are a first charge on the whole of the assets of the Steel Company.

ISSUED SHARE CAPITAL.

7 per cent. Cumulative Preference Stock... \$10,000,000 

(The whole of the Share Capital is held by The Lake Superior Corporation with the exception of Directors' qualification shares.)

#### SCHEME OF ARRANGEMENT.

- 1. The Terminal Company shall realise the \$900,000 of Bonds and \$99,300 of Shares of the Algoma Eastern Terminals Limited held by it and forming part of the security for the existing Terminal Bonds and convert the same into cash and shall apply the cash so raised and the cash to be received from the Railway Company as mentioned in Clause 4 hereof and the necessary additional sum of cash (if any) out of the Terminal Company's own resources in redeeming at 70 per cent. of par 40 per cent. of the principal amount of each existing Terminal Bond outstanding. Each Terminal Bondholder shall accept such payment in full satisfaction of 40 per cent. of the principal amount of the Bonds held by him. Payment as aforesaid will become due within 60 days of the date upon which this Scheme becomes operative and shall be made against surrender of the Bonds for exchange under the terms of this Scheme, payment in the case of Bonds surrendered for exchange in London, England, being made in sterling and in the case of Bonds surrendered for exchange in Canada in Canadian Dollars, sterling being converted into dollars and vice versa at the fixed rate of exchange of \$4.8665 to the £.
- 2. The Terminal Company shall create a new issue of Debenture Stock and Bonds to be called 5 per cent. First Mortgage Debenture Stock and Bonds (hereafter referred to as "the New Terminal Securities") such Securities to carry interest, be redeemable and be secured in accordance with and confer the rights and privileges specified in Clause 16 hereof.
- 3. Upon this Scheme becoming operative the holders of the existing Terminal Bonds shall be bound to surrender to the Terminal Company at places in London and Canada to be fixed by the Committee their existing Terminal Bonds and all coupons (other than coupons numbered 1 to 22 inclusive and any further coupon or coupons that may have been declared payable before this Scheme becomes operative) and to accept in exchange therefor and for all

arrears of interest on the said Bonds new Terminal Securities for a nominal amount equivalent to the principal amount of the Bonds so surrendered after deducting therefrom the 40 per cent. of the principal amount of such Bonds which is to be redeemed as provided in Clause 1 hereof.

4. The Railway Company shall within 30 days after this Scheme becomes operative pay to the Terminal Company \$100,000 in cash and in consideration thereof (A) the rent payable by the Railway Company under the lease of the Terminal properties shall as from the date on which this Scheme becomes operative be reduced by 40 per cent. and all arrears of rent accrued under such lease up to the date on which the Scheme becomes operative shall be cancelled and (B) the Terminal Company shall transfer to the Railway Company freed from the mortgage and charge securing the existing Terminal Bonds the whole of the properties of the Terminal Company at and near Michipicoten.

5. A new Company to be called Algoma Consolidated Corporation Ltd., or by some other name approved by the Directors of The Lake Superior Corporation shall be formed under the Laws of Canada or of one of the Provinces thereof (hereafter called "the Holding Company") which shall

be capitalised as follows:-

\$2,000,000 7 per cent. Cumulative Preferred Stock.

800,000 Shares of no par value (of which the initial issue

under this Scheme will be 600,000 Shares).

The Holding Company shall also create an issue of 5 per cent. Cumulative Income Debenture Stock and Bonds. The Income Debenture Stock and Bonds of the Holding Company shall carry interest, be redeemable and be secured in accordance with and confer the rights and privileges specified in Clause 17 of this Scheme and the Preferred Stock of the Holding Company shall confer the rights and privileges specified in Clause 18 of this Scheme.

6 (A). The Railway Company shall create a new issue of Debenture Stock and Bonds to be called 5 per cent. First Mortgage Income Debenture Stock and Bonds (hereafter referred to as "the New Railway Securities") which shall carry interest, be redeemable and be secured in accordance with and confer the rights and privileges specified in

Clause 15 of the Scheme;

(B) The present Preference and Common Share capital of the Railway Company shall be reorganised and reduced as follows, viz.: The \$5,000,000 of 5 per cent. Non-Cumulative Preference Stock shall be reduced to \$500,000 of 5 per cent. Non-Cumulative Non-voting Preference Stock redeemable at the option of the Railway Company in whole or part on three months' notice at par and the \$5,000,000 of Common Stock shall be converted into 420,755 shares of \$10 each.

- 7. Upon this Scheme becoming operative the holders of the existing Railway Bonds shall be bound to surrender at places in London and Canada to be fixed by the Committee their existing Railway Bonds and all coupons (other than coupons Nos. 1 and 2) and to accept in exchange for each £100, \$500 or francs 2,575 of the nominal amount of the Bonds so surrendered and all arrears of interest on such Bonds:—
  - (A) \$300 of the New Railway Securities referred to in Clause 6 of this Scheme;

(B) \$150 of the Income Debenture Stock and Bonds of the Holding Company referred to in Clause 5 of this Scheme;

(c) Trust Certificates to be issued as referred to in Clause 11 of this Scheme representing 10 shares of the Common Stock of the Railway Company when reorganised as provided in Clause 6 (B) of this Scheme;

(D) Trust Certificates to be issued as referred to in Clause 12 of this Scheme representing 20617 of 200,000 Shares

of Common Stock of the Holding Company;

and so in proportion for any Bond of larger or smaller nominal amount.

8 (A). The Holding Company shall offer to the Share-holders in The Lake Superior Corporation the right to exchange each Common Share of no par value in The Lake Superior Corporation held by them respectively for \$5 par value of Preferred Stock and 1 Common Share of no par

value of the Holding Company;

(B) The Holding Company shall at the request of The Lake Superior Corporation and at the direction of the Railway Company issue to the holders of existing Railway Bonds the Income Debenture Stock and Bonds referred to in Clause 7 (B) hereof and to the Trustee referred to in Clause 12 hereof 200,000 Common Shares of no par value in the Holding Company as fully paid and in consideration of the issue of such Income Debenture Stock and Bonds the Railway Company shall issue to the Holding Company New Railway Securities to a nominal amount of \$4,123,400.

9. In consideration of the holders of the existing Railway and Terminal Bonds agreeing to this Scheme The Lake Superior Corporation shall transfer and the Committee at the request of The Lake Superior Corporation shall transfer to the Trustee specified in Clause 11 of this Scheme 420,755 Shares of the Common Stock of the Railway Company when reorganised as provided in Clause 6 (B) of this Scheme to be held on the trusts and conditions

therein referred to.

10. As consideration to the Holding Company for the issue of the Common Shares referred to in Clause 8 (B) hereof The Lake Superior Corporation shall transfer or

procure to be issued to the Holding Company the following assets:—

(A) Trust Certificates representing 214,585 Shares of Common Stock of the Railway Company when reorganised as provided in Clause 6 (B) hereof;

(B) \$318,800 Second Mortgage 6 per cent. Bonds of the

Railway Company;

(c) One-third of the entire interest of The Lake Superior Corporation in The Northern Ontario Lands Corpora-

tion, Limited;

(D) One-third of the cash proceeds of sale of the Shares of Algoma Eastern Railway Company or of the investments including advances to the Steel Company representing such proceeds at the date of transfer;

(E) One-third of the entire issued Share Capital of the

Steel Company.

10A. As further consideration for the part taken by the Holding Company in carrying out this Scheme, The Lake Superior Corporation shall pay to the Holding Company in each year a sum of \$100,000 or such less sum as shall represent the net earnings received by The Lake Superior Corporation in that year in the event of such net earnings being less than \$100,000, provided that such obligation by The Lake Superior Corporation to make such payments to the Holding Company shall cease as soon as the New Railway Securities to be received by the Holding Company under this Scheme shall have been disposed of by the Holding Company or so soon as the Holding Company shall receive in any one year interest amounting to \$100,000 or more on such New Railway Securities whichever of these two dates shall be the earlier.

11. 420,755 Shares of the Common Stock in the Railway Company when reorganised as provided in Clause 6 (B) hereof shall be transferred out of the names of the Committe or their nominees into the name of a Canadian Trust Company to be selected by the Committee to be held by such Trust Company as Trustee on the terms of a Trust Deed under which Trust Certificates will be issued by the Trustee to the parties entitled to the same under the terms of this Scheme vesting the beneficial ownership in the said Shares of Common Stock and the proceeds of sale thereof in the holders of such Trust Certificates but subject to the terms of the said Trust Deed. Such Trust Deed shall reserve to the Trustee the voting rights attaching to the said Shares of Common Stock and such voting rights shall until the interest on the New Railway Securities has become a fixed charge be exercised by the Trustee in such manner as the New Committee hereinafter mentioned may direct and after the interest on the New Railway Securities has become a fixed charge then in such manner as the Directors of the Holding Company may direct, with power to the

party entitled for the time being to control the said voting power to sell the said Common Stock or any part thereof or to agree to any schemes for the amalgamation, merger, reconstruction or reorganisation of the Railway Company provided that such powers shall be exercisable by the New Committee only with the concurrence of the Directors of the Holding Company. The said Trust Deed shall make provision for enabling the necessary shares required to qualify Directors or to preserve the corporate existence of the Railway Company to be put in the names of a nominee or nominees of the Trustee on such terms as the Trustee may approve or, if necessary, to comply with the law of Canada may provide for the release of such shares from the Trusts of the said Trust Deed. The said Trusts shall continue in force until the said Common Stock has been sold or until the interest on the New Railway Securities has become a fixed charge or until all such securities have been repaid (whichever shall first happen) and shall be terminated as soon as reasonably possible thereafter, and thereupon the Trust property shall be distributed among

the holders of the Trust Certificates. 12. The 200,000 Shares of Common Stock of the Holding Company referred to in Clause 8(B) hereof shall be issued to a Canadian Trust Company to be selected by the Committee to be held by such Trust Company as Trustee on the terms of a Trust Deed under which Trust Certificates will be issued by the Trustee to the parties entitled to the same under the terms of this Scheme vesting the beneficial interest in the said Shares of Common Stock of the Holding Company in the holders of such Trust Certificates subject to the terms of the said Trust Deed. Such Trust Deed shall reserve to the Trustee so long as the said Shares of Common Stock are held by the Trustee the voting rights attaching to the said Shares and such voting rights shall subject as below provided be exercised by the Trustee in such manner as the New Committee may direct with power for the New Committee to agree to any schemes for amalgamation, merger, reconstruction, reorganisation or financing of the Holding Company or the Steel Company. The said Trust Deed shall further compel the Trustee on the instructions of the New Committee or of the Directors of the Holding Company and without the consent or approval of the holders of the Trust Certificates to terminate the Trust at any time. The said Trust Deed shall also reserve to the Directors of The Lake Superior Corporation the right to require by resolution that the voting power on the said Shares of Common Stock of the Holding Company shall with regard to election of Directors of the Holding Company be used as directed by the Directors of The Lake Superior Corporation subject only to the provisions of the next following clause of this Scheme. Failing earlier termination as hereinbefore provided if and when the interest on the New Railway Securities has become a fixed charge or when the New Railway Securities shall have been paid off in full (whichever shall first happen) the Trusts of the said Trust Deed shall be terminated and the Trust property distributed among the holders of the Trust Certificates.

- 13. Provision shall be made to the satisfaction of the Committee to secure that until the interest on the New Railway Securities shall have become a fixed charge or until all such securities shall have been paid off whichever shall first happen the New Committee shall have the right to be represented on the Boards of the Holding Company The Lake Superior Corporation and of the Steel Company respectively by at least two Directors in the case of each such Company if the total number of Directors of such Company does not exceed eight and otherwise by three Directors one of whom shall in each case be a member of the Executive Committee.
- 14. Provision shall be made in the Trust Deed referred to in Clause 11 hereof to secure that so long as the New Committee is entitled to control the voting power of the Common Stock of the Railway Company the Holding Company shall have the right to be represented on the Boards of the Railway and Terminal Companies respectively by at least two Directors in the case of each such Company if the total number of Directors of such Company does not exceed eight and otherwise by three Directors one of whom shall in each case be a member of the Executive Committee.
- 15. The New Railway Securities shall mature for payment on the 31st day of December 1959 and the total nominal amount of the New Railway Securities to be issued shall be the amount required to be issued for the purposes of this Scheme. The Railway Company shall have the right to repay the whole or any part of the New Railway Securities at par plus accrued interest at any time on three months' notice. Interest on the New Railway Securities shall be payable at the rate of 5 per cent. per annum and shall commence to accrue as from the 31st day of December Unless and until the Auditors of the Railway Company shall have certified that the net earnings of the Railway Company (including surplus net earnings of the Terminal Company if any beyond the amount required to pay the interest due on the New Terminal Securities) for three consecutive financial years of the Railway Company have been sufficient after providing for depreciation to pay in full the current interest on the New Railway Securities the interest on the New Railway Securities shall only be payable if and to the extent that such net earnings are sufficient to pay the same but such interest shall be cumu-

lative and so long as the same is contingent upon the net earnings as aforesaid the same shall only be payable annually after the accounts of the Railway Company for each year shall have been made up and audited but nothing herein contained shall prevent the Directors of the Railway Company making interim payments if they think it advisable to do so. After the said certificate of the auditors of the Railway Company shall have been given the interest on the New Railway Securities as from the end of the said three financial years shall be payable in any event and shall be so paid half-yearly on the 30th day of June and 31st day of December in each year. Any arrears of interest previously accrued and not paid shall be payable out of any surplus net earnings remaining in any year after providing for the interest payable in respect of that year and before payment of any dividend on any part of the Share Capital of the Railway Company. The New Railway Securities shall be secured by a Trust Deed in favour of a Canadian Trust Company to be approved by the Committee and shall so far as Canadian Law will permit be secured as a First Mortgage and charge upon the assets of the Railway Company other than the properties at and near Michipicoten referred to in Clause 4 hereof which properties shall be excepted from any mortgage or charge created by the said Trust Deed.

16. The New Terminal Securities shall mature for payment on the 31st day of December 1959 and the total nominal amount of the New Terminal Securities to be issued shall be the amount required to be issued for the purposes of this Scheme. The Terminal Company shall have the right to repay the whole or any part of the New Terminal Securities at par plus accrued interest at any time on three months' notice. The interest on the New Terminal Securities shall be payable half-yearly on the 30th day of June and the 31st day of December in each year. The first payment of interest shall be due on whichever of the said dates occurs next after the date on which this Scheme becomes operative and shall be calculated from the date down to which interest at the rate of 3 per cent. per annum on the existing Terminal Bonds shall have been declared payable pursuant to the Scheme of 1916. The New Terminal Securities shall be secured by a Trust Deed in favour of a Canadian Trust Company to be approved by the Committee and shall so far as Canadian Law will permit be secured as a First Mortgage and charge upon the existing assets of the Terminal Company (other than those to be realised or transferred to the Railway Company pursuant to this Scheme) subject to and with the benefit of the lease thereof to the Railway Company as modified pursuant to this Scheme.

17. The Income Debenture Stock and Bonds of the Holding Company shall mature for payment on the 31st day of December, 1959, and the total nominal amount of such Securities to be issued shall be the amount required to be issued for the purposes of this Scheme. The Holding Company shall have the right to repay the whole or any part of the said Securities at par plus accrued interest at any time on three months' notice. The interest on the said Securities shall commence to accrue as from the 31st December, 1930. Unless and until the interest on the New Railway Securities shall have become a fixed charge as provided in Clause 15 hereof the interest on the Income Debenture Stock and Bonds of the Holding Company in respect of any year shall only be payable if and to the extent that the interest in respect of that year received by the Holding Company on the New Railway Securities to be issued to the Holding Company as provided in Clause 8(B) hereof shall be sufficient to provide for the same or to the extent that the Auditors of the Holding Company shall certify that the net Income of the Holding Company is sufficient to pay such interest, whichever be the greater, but such interest shall be cumulative. So long as the said interest is contingent as aforesaid the same shall only be payable annually after the accounts of the Holding Company for each year shall have been made up and audited but nothing herein contained shall prevent the Directors of the Holding Company making interim payments if they think it advisable to do so and they shall be bound to do so if and to the extent that the interest paid on the New Railway Securities to be issued to the Holding Company as aforesaid shall be sufficient to meet the interest on the said Income Debenture Stock and Bonds of the Holding Company. After the interest on the New Railway Securities shall have become a fixed charge the interest on the Income Debenture Stock and Bonds of the Holding Company shall also become a fixed charge and shall thereafter be payable in any event half-yearly on the 30th day of June and 31st day of December in each year. Any arrears of interest previously accrued and not paid shall be payable out of any surplus net income of the Holding Company remaining in any year after providing for the interest payable on such Debenture Stock and Bonds for that year and before payment of any dividend on any part of the share capital of the Holding Company but subject to making such reserves, not exceeding 50 per cent. of such surplus net income, as the Directors of the Holding Company may think necessary. Income Debenture Stock and Bonds of the Holding Company shall be secured by a Trust Deed in favour of a Canadian Trust Company to be approved by the Committee and shall be secured as a Specific First Mortgage and

charge upon the whole of the New Railway Securities to be issued to the Holding Company as provided in Clause 8 (B) hereof which Securities shall not be sold or realized without the written consent of the Trustee of the Trust Deed securing the Income Debenture Stock and Bonds of the Holding Company. Save as aforesaid the Income Debenture Stock and Bonds of the Holding Company will not be secured by any charge upon the assets of the Holding Company. The said Trust Deed shall also provide that so long as any of the Income Debenture Stock and Bonds of the Holding Company are outstanding the Holding Company shall not apply any part of its assets in redeeming or purchasing any Preferred Stock of the Holding Company and that no dividend on such Preferred Stock or on any other Share Capital of the Holding Company shall be paid so long as any interest on the Income Debenture Stock and Bonds of the Holding Company is accrued due and unpaid.

18. The Preferred Stock of the Holding Company shall confer upon the holders thereof the right to a fixed cumulative preferential dividend at the rate of 7 per cent. per annum, commencing from the 31st day of December, 1930, and on a winding-up to repayment of capital with any arrears or deficiency of the said dividend but no further rights to participate in profits or assets and the said Stock shall be preferential both for dividend and capital over the Common Stock. Power shall be reserved to the Holding Company to redeem the whole or any part of the said Preferred Stock at par plus accrued dividend or to purchase the same at or below that price. The Preferred Stock shall not confer upon the holders thereof any right to attend or vote at any General Meeting of the Holding Company.

19. The Trust Deeds to secure the New Railway and Terminal Securities and the Income Debenture Stock and Bonds of the Holding Company shall respectively contain appropriate provisions for keeping in both England and Canada Registers of the said Securities and for enabling any holder registered on one Register to transfer to another and for enabling holders of Bonds against surrender of the same to receive Debenture Stock of an equivalent amount and for enabling holders of Debenture Stock on surrender of Debenture Stock equivalent to one or more Bonds to require delivery to them of Bearer Bonds for an equivalent amount. Any Bondholder or Debenture Stockholder requiring such exchange shall pay all expenses of and incident thereto including stamp taxes (if any) and any fraction of £1 or \$1 resulting from any such exchange shall be ignored.

20. The principal and interest of the New Railway Securities of the New Terminal Securities and of the Income Debenture Stock and Bonds of the Holding Company shall

21

be

be payable at the option of the holder either in Sterling in London or in Canadian Gold Dollars in Montreal Canada. at the fixed rate of exchange of \$4.8665 to the £ except that in the case of Registered Debenture Stock principal and interest in respect of Debenture Stock registered on the Canadian Register shall be payable in Dollars and principal and interest in respect of Debenture Stock registered on the Register in England shall be payable in Sterling. said Securities shall respectively be issued in such denominations and expressed in Sterling or Dollars as may be convenient for the purpose of giving effect to the issue and exchange of the said respective Securities pursuant to the provisions of this Scheme and both principal and interest shall in all cases be payable without deduction for any tax or taxes which the Railway Company the Terminal Company or the Holding Company as the case may be may be required or permitted to pay thereon or retain therefrom under any present or future law of the Dominion of Canada or of any Province or Municipality thereof.

21. The New Railway and Terminal Securities shall not be guaranteed as to either principal or interest by The Lake

Superior Corporation.

22. Any holder of existing Bonds of the Railway Company or of the Terminal Company whose existing Bonds are not stamped in accordance with English Law or who desires to receive in exchange Bearer Bonds for any of the New Securities to which he may be entitled under the provisions of this Scheme shall be bound to carry out the exchange and accept delivery of the New Securities in Canada unless he shall on making the exchange in London pay to the Company concerned all stamp duties payable under English Law.

23. If any Bondholder is unable to surrender any coupon which should be surrendered pursuant to this Scheme he shall at his own expense give to the Railway or Terminal Company as the case may be and to The Lake Superior Corporation and (if required) to the Trustee of the Trust Deed under which such coupon was issued an indemnity satisfactory to them as a condition of receiving the New Securities to which he may be entitled under this Scheme.

24. On this Scheme becoming operative the existing Terminal and Railway Bonds and coupons to be surrendered shall cease to confer upon the holders thereof any right whatever other than a right to receive the cash to be paid and/or the New Securities to be issued in respect thereof, the whole, as provided by this Scheme and the Coupons Nos. 1 to 22 inclusive mentioned in Clause 3 hereof and the Coupons Nos. 1 and 2 mentioned in Clause 7 hereof shall cease to confer upon the holders thereof any right whatever other than a right to receive against surrender of such

respective coupons out of the moneys in the hands of the Committee or the Terminal or Railway Company as the case may be appropriated for that purpose payment of the amounts of interest on the existing Terminal Bonds or the existing Railway Bonds declared payable in respect of such respective coupons prior to the date on which this Scheme became operative.

- 25. The Trustees of the Deeds of Mortgage and Trust securing the existing Railway and Terminal Bonds shall if required by the Committee or by the Directors of The Lake Superior Corporation (subject to payment of their remuneration and proper costs, charges and expenses, but irrespective of whether the existing Bonds and coupons have been surrendered as provided in this Scheme) surrender and cancel all mortgages and charges securing such Bonds, and the Railway and Terminal Companies shall respectively execute and deliver new Deeds of Mortgage and Trust to secure the New Railway and Terminal Securities as provided by this Scheme.
- 26. Any holder of a Railway or Terminal Bond who has not obtained the new coupon sheets issued pursuant to the Scheme of 1916 shall surrender all coupons which he should have surrendered pursuant to the Scheme of 1916 and shall be entitled thereupon to receive in cash out of the funds in the hands of the Committee or the Railway or Terminal Companies as the case may be any interest declared payable in respect of such Bonds prior to the date on which this Scheme became operative.
- 27. The Railway and Terminal Bondholders shall accept the cash and/or new Securities to which they are respectively entitled under the terms of this Scheme in full satisfaction of all claims against the Railway or Terminal Companies and against The Lake Superior Corporation in respect of its guarantees of the Railway and Terminal Bonds whether in the Deeds of Mortgage and Trust securing such Bonds or as endorsed upon the said Bonds and whether as originally given or as modified by the Scheme of 1916 and in respect of its guarantees of principal and interest whether now due or hereafter to become due on such Bonds, and The Lake Superior Corporation shall, in consideration of carrying out the provisions of this Scheme binding on it, be released from all liability, both present and future, in respect of its said guarantees, which guarantees shall on the carrying out by The Lake Superior Corporation of its obligations under Clauses 8(B), 9 and 10 of this Scheme, and on the carrying out by the Holding Company of its obligations under Clause 8(B) of this Scheme, cease to have any further effect. Pending the carrying out of the said respective obligations and provided the same is done within the time limited by Clause 36 of this Scheme,

23

no Bondholder nor the Trustees for the Railway or Terminal Bondholders shall be entitled to take any action against The Lake Superior Corporation in respect of its liability on the said guarantees or either of them.

- 28. The Lake Superior Corporation shall not make any claim against the Railway Company and/or the Terminal Company and/or against any holder of the existing Railway or Terminal Bonds to be subrogated to the rights of the Bondholders in respect of any part of the consideration provided by the Lake Superior Corporation as referred to in this Scheme, or any other claim of any kind whatsoever.
- 29. The remuneration and proper costs, charges and expenses of the Trustees of the Trust Deeds securing the existing Railway and Terminal Bonds and the proper costs of the Railway and Terminal Companies and all the costs. charges and expenses incurred and to be incurred by the Committee of and incident to the preparation and carrying into effect of this Scheme shall be paid by the Railway Company. The certificate of the Committee as to the amount of any such remuneration, costs, charges and expenses shall be conclusive and the same shall be allocated to capital or as part of the working expenditure as the Board of the Railway Company may determine. The Lake Superior Corporation shall repay 60 per cent. of such remuneration, costs, charges and expenses to the Railway and Terminal Companies but so that its liability under this clause shall be limited to £15,000.
- 30. Upon this Scheme becoming operative and upon the execution by the Railway and Terminal Companies of the Trust Deeds to secure the New Railway and Terminal Securities all mortgages and charges upon any of the assets of the Railway and Terminal Companies to secure the existing Railway or Terminal Bonds shall be conclusively deemed to have been released and discharged and the Trust Deeds securing the existing Railway and Terminal Bonds shall no longer be of any force or effect. Without prejudice to the foregoing provision all necessary documents shall be executed by the Trustees of the said Trust Deeds, the Railway Company, the Terminal Company, The Lake Superior Corporation and any other parties, whether by way of modification or cancellation of existing documents or otherwise for carrying this Scheme (with such modifications if any as may be imposed or approved by the Parliament of Canada or by the Legislature of the Province of Ontario) into effect. The Committee may approve what documents are required to give effect to this Scheme. Any document executed to give effect to this Scheme which is in a form approved by the Committee, or any action taken at the request or with the approval of the Committee to carry out this Scheme,

shall be deemed to be in order and to be in accordance with the provisions of this Scheme, and the said Trustees, The Railway and Terminal Companies, The Lake Superior Corporation, the Holding Company, and the Committee executing or approving any such document or taking any such action, shall be protected from liability accordingly. In this Scheme the words "the Committee" shall mean a majority of the members of the Committee.

- 31. It shall be a condition of the right of any Railway or Terminal Bondholder to participate in the benefits of this Scheme that he shall surrender when required by the Committee and at places to be appointed by the Committee his existing Railway or Terminal Bonds and coupons for exchange as aforesaid, but this Scheme is not to be conditional upon the said Bonds, and coupons being so surrendered but (subject as below provided) shall be binding upon all holders of the said Bonds whether surrendered or not.
- 32. The powers of the Committee shall cease at some date to be determined by the Committee when they are satisfied that all necessary arrangements have been made and that all necessary documents have been executed to carry out this Scheme. The Committee shall be entitled to be paid by the Railway Company for their services in negotiating and carrying into effect this Scheme reasonable remuneration to be agreed between the Committee and the Directors of the Railway Company such remuneration to be charged as part of the working expenses of the Railway Company.
- 33. After this Scheme has become operative the Scheme of 1916 shall cease to have effect but so that this Clause shall not affect the continuation of the Committee and the exercise of its powers for the purposes of carrying out and giving effect to this Scheme, but only to the extent that the Committee may deem necessary for that purpose.
- 34. The expression "the New Committee" shall mean a committee to represent the holders of the New Railway Securities which shall be constituted by the Trust Deed securing the New Railway Securities, which Trust Deed shall lay down how such committee is to be constituted and remunerated, how vacancies are to be filled and how the proceedings of the New Committee are to be conducted and regulated. Provided always that the first members of the New Committee shall be those members of the Committee in office at the date when this Scheme shall become operative and that power shall be reserved to the holders of the New Railway Securities at a meeting of such holders duly convened and held in accordance with provisions to be inserted in the Trust Deed securing the New Railway Securities to remove or appoint members of the

25 New

New Committee and to amend any of the provisions of such Trust Deed relating to the matters above mentioned. The New Committee shall remain in office until the interest on the New Railway Securities has become a fixed charge or until the New Railway Securities have been repaid, whichever shall first happen, whereupon the powers of the New Committee shall cease.

35 (A). The expression "net earnings" as applied to the Railway Company shall mean the gross earnings and receipts of the Railway Company (including any surplus earnings of the Terminal Company remaining after meeting the obligations of the Terminal Company in respect of the New Terminal Securities and other outgoings) from all sources on revenue account as distinguished from capital account less all working expenditure as defined by the Railway Act of Canada and less the remuneration and expenses of the New Committee and such sums for expenses depreciation contingencies or otherwise as may be agreed between the Directors of The Lake Superior Corporation and the Directors of the Railway Company or as failing agreement may be settled by a single Arbitrator to be appointed by the President for the time being of the Dominion Association of Chartered Accountants (of Canada). The certificate of the Auditors of the Railway Company as to the net earnings of the Railway Company of any year shall be conclusive;

(B) The expression "net income" as applied to the Holding Company shall mean the gross earnings and receipts of the Holding Company from all sources on revenue account as distinguished from capital account less all operating and administration expenses properly chargeable to revenue and less interest and Sinking Fund (up to 2 per cent. of their par value) payable in respect of any debts or obligations of the Holding Company other than the Income Debenture Stock and Bonds of the Holding Company and less a reasonable sum for any other expenses depreciation contingencies or otherwise to be agreed between the New Committee and the Directors of the Holding Company or failing agreement to be settled by a single Arbitrator to be appointed by the President for the time being of The Dominion Association of Chartered Account-

ants (of Canada);
(c) In the case both of the Railway Company and the Holding Company the Board of Directors shall with the approval of the New Committee be entitled to carry forward to the following year any sum not exceeding 1 per cent. of the total amount of the New Railway Securities or the Income Debenture Stock and Bonds of the Holding Company for the time being outstanding as the case may be instead of applying such sum in payment of interest under this Scheme:

26 (D)

- (p) If The Lake Superior Corporation shall be placed in liquidation or shall be dissolved then any right which under the provisions of this Scheme is to be exercised or any consent or approval which under such provisions is to be given by the Directors of The Lake Superior Corporation shall thereafter be exercised or given by the Directors of the Holding Company.
  - 36. This Scheme shall only become operative:—
    - (A) When all necessary resolutions of the Shareholders of the Railway and Terminal Companies and of any class of such Shareholders shall have been passed;
    - (B) When there shall have been deposited with the Committee for exchange under this Scheme 75 per cent. in nominal value of all the existing Bonds of both the Railway and Terminal Companies or such smaller percentage of either or both of the said Bond issues as may be approved by the Committee and the Directors of The Lake Superior Corporation;
    - (c) When arrangements satisfactory to the Committee shall have been made for the sale of the Bonds and Shares of the Algoma Eastern Terminals Limited referred to in Clause 1 hereof for a sum approved by the Committee such approval not to be withheld in the case of a price of par plus accrued interest or any higher price;
    - (D) When the same has been approved by the Railway and Terminal Bondholders by Extraordinary Resolutions passed at meetings of such Bondholders summoned and held pursuant to the provisions of the Trust Deeds securing the existing Railway and Terminal Bonds and provided that a Certificate by the Chairman of the respective meetings shall be conclusive evidence of the due passing thereat of the said respective Resolutions;
    - (E) When the same has been approved by a Resolution passed at a meeting of the Directors of The Lake Superior Corporation duly convened and held, and a copy of such Resolution certified true by the Secretary under the Seal of The Lake Superior Corporation has been delivered to the Committee;
    - (F) When the holders of at least 75 per cent. or such smaller percentage as may be approved by the Committee and the Directors of The Lake Superior Corporation of the Shares of The Lake Superior Corporation shall have deposited their said Shares with the Holding Company or with a Trust Company approved by the Committee for exchange for Preferred Stock and Common Shares of the Holding Company as provided in Clause 8 (A) of this Scheme

as to which a certificate by the Secretary of the Holding Company or by the said Trust Company as the case may be shall be conclusive evidence;

(G) When an Act of the Parliament of Canada and (if so required by the Directors of The Lake Superior Corporation or the Committee) of the Legislature of the Province of Ontario has been obtained confirming

this Scheme:

(H) When the Committee shall certify that they are satisfied that the aforesaid conditions have been complied with and that the Holding Company has been formed. For the purposes of this clause the certificate of a Canadian lawyer selected by the Committee and approved by the Directors of The Lake Superior Corporation that proper releases of all of the mortgages and charges securing the existing Railway and Terminal Bonds have been deposited and registered at the appropriate offices shall be taken as conclusive evidence that the provisions of Clause 25 hereof have been complied with so far as the surrender and cancellation of all mortgages and charges securing the said respective Bonds is concerned.

And unless the above conditions shall have been complied with not later than the 30th day of April, 1931, or such later date as may be agreed in writing between the Committee and the Directors of The Lake Superior Corporation, this Scheme shall be void and of no effect, and all parties shall be remitted to their original rights as if this Scheme had never been prepared.

37. In the event of any discrepancy between the English and French texts of this Scheme the English text shall

prevail.

Dated 25th November, 1930.

OTTAWA: Printed by Frederick Albert Acland, Law Printer to the King's Most Excellent Majesty.

## 21-22 GEORGE V.

#### CHAP. 63.

An Act respecting The Burrard Inlet Tunnel and Bridge Company.

[Assented to 11th June, 1931.]

WHEREAS The Burrard Inlet Tunnel and Bridge Com- Preamble. pany (hereinafter called "the Company") was incor1910, c. 74; porated by Act of the Parliament of Canada, chapter 1913, c. 80; seventy-four of the statutes of 1910; and whereas the 1914, c. 73; Company under authority contained in the said Act of the 1918, c. 61; Parliament of Canada and in accordance with plans duly 1920, c. 74; approved under the Railway Act by the Governor in Council 1924, c. 76. and the Board of Railway Commissioners for Canada constructed a bridge across the Second Narrows of Burrard Inlet in the Province of British Columbia for railway, vehicular and foot traffic, and the said bridge was opened for traffic in the year 1925; and whereas the said bridge since its completion has afforded the only direct railway and road communication between the municipalities on the north and south shores of Burrard Inlet; and whereas as the result of a collision the fixed three hundred foot span of the said bridge was dislodged and thrown into Burrard Inlet and the Company is desirous of replacing a fixed three hundred foot span into the said bridge and restoring communication between the north and south shores of Burrard Inlet; and whereas by the judgment of His Majesty upon the advice of the Judicial Committee of His Privy Council the said bridge was declared to have been constructed without statutory authority, and as a result of the said judgment the Company is unable to replace the said span and to restore direct communication between the municipalities on the north and south shores of Burrard Inlet; and whereas a petition has been presented praying that power to reconstruct the said bridge may be granted to the Company and for other purposes, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

29

1. Section eight of the Act to incorporate The Burrard Inlet Tunnel and Bridge Company, chapter seventy-four of the statutes of 1910, as enacted by section three of chapter seventy-six of the statutes of 1924, is repealed, and the following is substituted therefor:—

Construction of bridge.

R.S., c. 170.

Lines of

railway.

Water

mains, pipes, etc.

"S. The Company may lay out, construct, operate, maintain and use a bridge over the Second Narrows of Burrard Inlet, for foot passengers, carriages, street railway and railway purposes, with the necessary approaches, from some convenient points on the south shore in or near the City of Vancouver to points on the opposite shore of Burfard Inlet, in accordance with plans to be approved by the Governor in Council and by the Board of Railway Commissioners under the Railway Act, and may, to connect the said bridge with the lines of the companies named in section fourteen of the Act incorporating the Company as amended by chapter seventy-six of the statutes of 1924, construct and operate one or more lines of railway not exceeding ten miles in length of the gauge of four feet eight and one-half inches; and the Company may lay water mains or pipes. high tension or other electric cables, telephone or telegraph cables, gas mains or such other pipes, conduits, cables or conductors as may be convenient or necessary for the transmission of water, light, heat, power or messages across the said bridge."

Power to

reconstruct

bridge.

2. (1) Notwithstanding anything in this or any previous Act of the Parliament of Canada, the Company may reconstruct, in accordance with plans to be approved by the Governor in Council and by the Board of Railway Commissioners under the Railway Act, the railroad and traffic bridge heretofore constructed by the Company across the Second Narrows of Burrard Inlet.

Water mains, pipes, etc. (2) The Company may lay water mains or pipes, high tension or other electric cables, telephone or telegraph cables, gas mains or such other pipes, conduits, cables or conductors, as may be convenient or necessary for the transmission of water, light, heat, power or messages across the said bridge.

Declaratory.

**3.** Notwithstanding anything in this or any previous Act of the Parliament of Canada, it is hereby declared that the bridge heretofore constructed by the Company across the Second Narrows of Burrard Inlet shall be deemed to be a bridge constructed in accordance with the terms of the Act incorporating the Company, chapter seventy-four of the statutes of 1910, and amending Acts, and of the *Railway Act*, and shall not be construed as an interference with navigation.

4. The Company is hereby authorized to repair the said Power to replace bridge by replacing therein a new three hundred foot fixed span. span in accordance with plans of the said bridge heretofore approved by the Governor in Council and the Board of Railway Commissioners.

5. The Navigable Waters Protection Act shall not apply R.S., c. 140 to the works heretofore constructed by the Company nor not to apply. to any works to be constructed by the Company under this Act.

6. This Act shall not, nor shall anything herein con-Existing tained, affect any rights or obligations of the Company rights preserved. or of any other corporation or person as existing at the time when this Act was passed, and any litigation or proceedings then pending by or against the Company or as between third parties and any rights then existing or enforceable or accruing shall, notwithstanding any of the provisions of this Act, continue and may be enforced as if this Act had not been passed.

OTTAWA: Printed by Frederick Albert Acland, Law Printer to the King's Most Excellent Majesty.



## 21-22 GEORGE V.

#### CHAP. 64.

An Act respecting the Canadian Pacific Railway Company.

[Assented to 3rd August, 1931.]

WHEREAS the Canadian Pacific Railway Company has Preamble. by its petition prayed for the passing of an Act 1919, c. 79; authorizing it to construct a certain line of railway; to 1920, c. 75; extend the time for the commencement and completion of 1924, c. 78; certain other lines of railway; and to extend the time for 1927, c. 80; 1929, c. 65; the completion of a certain other line of railway, all as 1930, c. 53. hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. The Canadian Pacific Railway Company, hereinafter Line of called "the Company", may within two years after the authorized. passing of this Act commence to construct a line of railway from a point on the Company's railway between Breslay From station and its terminus at Place Viger in the city of Montreal, county of Hochelaga, thence in a generally northerly L'Epiphanie. direction through the counties of Hochelaga and L'Assomption, to a connection with the Company's railway at or near L'Epiphanie, all in the province of Quebec; and may within five years after the passing of this Act complete Completion the said line of railway, and if within the said periods within five respectively, the said line of railway is not commenced or is not completed and put in operation the powers of construction conferred upon the Company by Parliament shall cease and be null and void as respects so much of the said line of railway as shall not then have been commenced or completed, as the case may be.

2. The Company may within two years after the passing Extension of this Act commence to construct the lines of railway which it was authorized to construct by paragraphs (a), (b), (c), (d), (e), (h) and (j), of section one of chapter sixty-five of the statutes of 1929, namely:—

From a point on the Lac du Bonnet branch to the eastern boundary of Manitoba. (a) From a point on the Lac du Bonnet branch of the Canadian Pacific Railway in township fifteen, range eleven, east of the principal meridian, thence in a generally northerly and easterly direction to a point on or near the eastern boundary of the province of Manitoba in or near township sixteen, seventeen or eighteen, range seventeen, east of the principal meridian in the said province;

Bredenbury-Esterhazy.

(b) From a point at or near Bredenbury on the main line of the Manitoba and North Western Railway in township twenty-two or twenty-three, range one, west of the second meridian, thence in a generally southerly direction to a point at or near Esterhazy, on the Pheasant Hills branch of the Canadian Pacific railway, in township nineteen, range one, west of the second meridian, all in the province of Saskatchewan;

Nipawin-Island Falls. (c) From a point at or near Nipawin on the Tuffnell-Prince Albert branch of the Manitoba and North Western Railway, in township fifty or fifty-one, range fourteen or fifteen, west of the second meridian, thence in a generally northeasterly direction to a point at or near Island Falls on the Churchill River, all in the province of Saskatchewan;

Gronlid-Pontrilas. (d) From a point at or near Gronlid on the Lanigan Northeasterly branch of the Canadian Pacific Railway in township forty-seven, range seventeen, west of the second meridian, thence in a generally northeasterly direction to a point in the vicinity of Pontrilas on the Tuffnell-Prince Albert branch of the Manitoba and North Western Railway, in township forty-nine, range fourteen; west of the second meridian, all in the province of Saskatchewan;

Prince Albert-Foster Lakes. (e) From a point on the Tuffnell-Prince Albert branch of the Manitoba and North Western Railway at or near the junction of the said branch with the Paddockwood branch of the Canadian National Railways, thence in a generally northerly direction to a point in the vicinity of Foster Lakes, all in the province of Saskatchewan:

Hazeldine-Cold Lake. (h) From a point at or near Hazeldine on the Cutknife-Whitford Lake branch of the Canadian Pacific Railway in township fifty-three, range three or four, west of the fourth meridian, thence in a generally northerly direction to a point at or near Cold Lake in or near township sixty-three, range one or two, west of the fourth meridian, all in the province of Alberta;

(j) From a point on the Columbia and Western Railway From Trail to where at or near Trail, thence in a generally easterly, southerly Pend and easterly direction to a point on the International d'Oreille crosses Boundary at or near the point where the Pend d'Oreille boundary. River crosses such boundary:

and may within five years after the passing of this Act Time for complete the said lines of railway, and, if within the said ment and periods respectively, any of the said lines of railway is or completion. are not commenced or is or are not completed and put in operation, the powers of construction conferred upon the Company by Parliament shall cease and be null and void as respects so much of such of the said lines of railway as shall not then have been commenced or completed, as the case may be.

3. The Company may within five years after the passing Extension of of this Act complete and put in operation the line of railway time for which it was authorized to construct by paragraph (a) of completion. section one of chapter seventy-five, of the statutes of 1920, as amended by paragraph (b) of section one of chapter fifty-five, of the statutes of 1922, and as further amended by paragraph (b) of section two, of chapter seventy-eight of the statutes of 1924, and by section two of chapter eighteen of the statutes of 1926, from a point on the Pheasant Hills branch at or near Asquith, in township thirtysix, ranges nine or ten, west of the third meridian, thence in a generally northwesterly direction to a point on the Wilkie Northwesterly Branch at or near Cloan, in town-Asquithship forty-two, range twenty, west of the third meridian, all in the province of Saskatchewan; and if the said line of railway is not so completed and put in operation within the said period, the powers of construction conferred upon the Company by Parliament shall cease and be null and void as respects so much of the said line of railway as shall then remain uncompleted.

4. (1) The Company may issue bonds, debentures, or Issue of other securities to an amount not exceeding the cost of the securities. line of railway described in section one hereof, constructed or under contract to be constructed.

(2) Any such issue shall be made in accordance with the Application provisions of the Company's Special Act as defined in Act. section two of the Railway Act, and in all respects not R.S., c. 170. inconsistent with these provisions, the provisions of section mortgages one hundred and thirty-two (except of sub-section one and borrowing thereof) to one hundred and forty-four, both inclusive, of powers. the Railway Act, shall also apply to any such issue.

Issue of consolidated debenture stock in lieu of bonds. 5. In lieu of the bonds, the issue of which is authorized by this Act, the Company, being first authorized so to do by at least two-thirds of the shareholders present or represented at an annual meeting, or at a special meeting of the shareholders duly called for the purpose, may issue consolidated debenture stock to the same amount, the holders of which shall have equal rights in all respects and shall rank pari passu with the holders of such consolidated debenture stock as the Company has, before the passing of this Act, been authorized to issue.

### CHAP. 65.

An Act respecting the construction and maintenance of a bridge over the river St. Lawrence at Caughnawaga.

[Assented to 11th June, 1931.]

WHEREAS it is in the interest of the cities, towns and Preamble. villages situated in the electoral districts of Beauharnois, Châteauguay-Huntingdon and Napierville-Laprairie, on the south shore of river St. Lawrence and of the cities, towns and villages situated on the island of Montreal, and of the whole province of Quebec, to construct a bridge connecting the north and south shores of the river St. Lawrence opposite the Caughnawaga Indian reserve on Lake St. Louis, province of Quebec; and whereas to assure the construction, maintenance, repairs, operations and administration of such bridge a commission named "La Corporation du Pont du Lac St-Louis", with the powers necessary to those purposes, composed of five members appointed by the Lieutenant-Governor in Council, of the province of Quebec, has been created by a Special Act of the Legislature of the province of Quebec assented to the 22nd of March, 1928, and amended by two other Acts of the province of Quebec being chapter three of the statutes of 1930 and chapter six of the statutes of 1931 (Schedules "A," "B" and "C".); and whereas an Act of the Parliament of Canada authorizing the construction and maintenance of the said bridge and approving the site and plans of the said bridge, is necessary: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. Subject to the provisions of this Act, La Corporation Construction du Pont du Lac St. Louis is authorized to construct and authorized. maintain a bridge and its approaches, for the passage of pedestrians, vehicles, carriages and other like purposes. connecting the north and south shores of the river St. Lawrence opposite the Caughnawaga Indian reserve in the province of Quebec. 37

Sub aission of plans for approval.

2. The said bridge mentioned in section one hereof shall be constructed and located under and be subject to, such regulations for the security of navigation of the said river, as the Governor in Council prescribes and to such end La Corporation du Pont du Lac St. Louis shall submit to the Governor in Council, for examination and approval a design and drawing of the bridge and a map of the location, giving the soundings accurately, showing the bed of the stream and the location of other bridges, and shall furnish such other information as is required for a full and satisfactory understanding of the subject, and until the said plans and location are approved by the Governor in Council the said bridge shall not be built or commenced; and if any change is made in the plans of the said bridge during its construction, such change shall be subject to the approval of the Governor in Council and shall not be made or commenced until it is so approved.

Time for commencement and completion of bridge. **3.** The construction of the said bridge shall be commenced within three years after the plans therefor have been approved by the Governor in Council and shall be completed within three years after such commencement otherwise the powers granted by this Act shall cease and be null and void as respects so much of the undertaking as then remains uncompleted: Provided, however, that if such approval is not obtained within two years after the passing of this Act, the powers granted for the construction of the said bridge shall cease and be null and void.

## SCHEDULE "A".

An Act respecting the construction and maintenance of a bridge over the river St. Lawrence at Caughnawaga.

[Assented to, the 22nd of March, 1928.]

WHEREAS, it is in the interest of the cities, towns and villages situated in the electoral districts of Beauharnois, Châteauguay-Huntingdon and Napierville-Laprairie on the south shore of river St. Lawrence, and of the cities, towns and villages situated on the Island of Montreal, and of the whole province, to construct a bridge connecting the north and south shores of the St. Lawrence opposite the Caughnawaga reserve, on Lake St. Louis; and whereas, to assure the construction of such bridge it is necessary to create a corporation with the powers necessary to this purpose; and whereas such bridge shall be a toll-bridge, the annual revenues therefrom, which cannot fail to increase, shall assure the maintenance, operation and

administration of the said bridge and of its approaches: Therefore His Majesty, with the advice and consent of the Legislative Council and of the Legislative Assembly of Quebec, enacts as follows:—

- 1. The Lieutenant-Governor in Council may authorize the issuing of letters patent, under the Great Seal of the Province, for the purpose of forming a corporation under the name of "The Corporation of Lake St. Louis Bridge" or under whatever name he may deem fit to give in the letters patent or by supplementary letters patent. Such corporation shall be composed of five members, appointed in accordance with section 2, for the objects hereinafter mentioned.
- 2. The members of the corporation shall be appointed by Order of the Lieutenant-Governor in Council.

The corporation shall elect a president from among its

members.

- 3. The affairs of the corporation shall be administered by its members, three of whom shall form a quorum.
- 4. Any member of the corporation may be dismissed for cause by an Order of the Lieutenant-Governor in Council.
- 5. The corporation shall not be dissolved by one or more vacancies among its members or by the disappearance of all its members.
- 6. In case of the vacancy of one or more or of all the members of the corporation, such vacancies shall be filled in the manner in which the appointment of the original members of the corporation was made.
- 7. The corporation shall appoint its officers and employees, and fix their remuneration, subject to the approval of the Lieutenant-Governor in Council.
- 8. The corporation may adopt and alter, from time to time, rules for its government and the conduct of its affairs.
- **9.** As to the rest, the corporation shall be governed by the provisions of the Civil Code respecting corporations and it may:

(a) Have a common seal and alter it at will;

(b) Appear before the courts;

(c) Administer its property and draw the revenues thereof, rent, sell, exchange, cede and alienate the same in any way whatsoever, or otherwise dispose of same;

39

- (d) Borrow, subject to the provisions of section 14, on the credit of the corporation, in any lawful manner, all sums required to attain the objects for which it is incorporated;
- (e) Issue bonds or other securities of the corporation and sell, exchange, pledge or give the same in guarantee;
- (f) Hypothecate, mortgage or pledge the moveable or immoveable property, present or future, or the corporation, to assure the payment of such bonds or other securities, or to give a part only of these guarantees for the same object; and constitute the hypothec, mortgage or pledge, mentioned in this sub-paragraph, by a deed of trust in accordance with sections 10, 11, 12 and 13 of chapter 227 of the Revised Statutes, 1925, or in any other way;
- (g) Hypothecate or mortgage the immoveables, or pledge or otherwise affect the moveables of the corporation, or give all such kinds of guarantees, to secure the payment of loans made otherwise than by bond issue, as well as the payment or execution of other debts, contracts or undertakings of the corporation;
- (h) Adopt all by-laws, ordinances and rules necessary for its organization, government and management; the continuance of its existence; the administration of its properties and employment of its funds; the realization of its purposes, and, generally, for the direction of its works and exercise of all its powers.
- 10. Subject to the competent authorities and the observance of the Dominion and Provincial laws in this connection, the object of the corporation shall be to construct, maintain, repair, operate and administer a bridge connecting the north the south shores of the St. Lawrence river opposite Caughnawaga reserve, on Lake St. Louis, as well as the approaches and roads giving access to the said bridge.
- 11. The plans and specifications of the said bridge and of its approaches and of the necessary incidental work must be approved by the Lieutenant-Governor in Council, upon the recommendation of the Minister of Public Works and Labour, without prejudice to any obligation prescribed by the terms of the contracts to be passed in accordance with section 12 of this act.
- 12. The corporation is authorized to make the contracts necessary for the purpose of this act, with all persons, corporations or companies.

Chap. **65.** 

13. The corporation is authorized to acquire, by agreement or by expropriation, all lands, immoveable rights, charges, leases for occupation, emphyteutic leases, constituted rents, or any other rights whatsoever for the approaches, abutments or other works necessary.

Any expropriation required for the purposes of this act shall be subject to the provisions of the Quebec Railway

Act (Revised Statutes, 1925, chapter 230).

- 14. For the purposes aforesaid, the corporation is authorized, by means of debentures or otherwise, to contract one or more loans for a total amount of not more than one million seven hundred thousand dollars, repayable in a period not to exceed forty years and at a rate of interest of not more than five per cent payable yearly or half-yearly.
- 15. The proceeds of such loan or loans shall be used for paying the cost of the construction, maintenance, repair, operation and administration of the said bridge and approaches, and that of the acquisition of the necessary property, and for the payment of the remuneration of the officers and employees of the corporation, and of all other expenditure which the corporation may incur in the exercise of its powers.
- 16. The municipalities situated in whole or in part in the electoral districts and also in the Island of Montreal, as mentioned in the preamble of this act, are authorized to contribute towards the construction, maintenance, operation and administration of the said bridge, out of the general funds of the corporation or by means of a loan by by-law submitted to the electors accordingly the law governing same respecting the approval of by-laws.
- 17. The said bridge shall be subject to the tolls in accordance with a tariff approved by the Lieutenant-Governor in Council. Such tariff shall come into force only after its publication in the Quebec Official Gazette, and it may be amended in the same manner.
- 18. Such tolls shall be collected by the corporation and devoted to the payment of the expenses of the corporation, interest on loans and also to the creating of a sinking-fund sufficient to reimburse the annuities or the capital at maturity.
- 19. This act shall come into force on the day of its sanction.

(S.Q. 18 Geo. V, 1928, ch. 110.)

#### SCHEDULE "B".

An Act to amend the act respecting the construction and maintenance of a bridge over the river St. Lawrence at Caughnawaga.

## [Assented to, the 4th of April, 1930.]

HIS Majesty, with the advice and consent of the Legislative Council and of the Legislative Assembly of Quebec, enacts as follows:-

- 1. Section 9 of the act 18 George V, chapter 110, is amended by adding thereto, after the word: "corporation", in the second line of sub-paragraph g thereof, the words: "including the tolls".
- 2. Section 12 of the said act is amended by adding thereto, after the word: "with", in the second line thereof, the words: "the Federal Government and".

3. The said act is amended by adding thereto, after

section 15 thereof, the following sections:

- "15A. The Lieutenant-Governor in Council may authorize the Minister of Public Works and Labour to make into a contract, for and in the name of the Government of this Province, with the corporation to aid in the construction, maintenance and operation of the said bridge over the river St. Lawrence, opposite the Caughnawaga reserve, on lake St. Louis.
- "15B. In the same contract or in any subsequent contract, it may be provided that, in case the amount of money derived from the tolls established under section 17 of this act is insufficient to cover every year at maturity the sums required to pay the annual operating and maintenance charges of the said bridge and of its approaches, the interest on any loan contracted for the purpose of constructing said bridge and its approaches, and the sinking-fund of the loan, the Government shall undertake to pay two-thirds of the said annual deficit to the corporation, as long as such deficit exists but for a period of not more than forty years.

"15c. The contributions provided for above shall be paid to those entitled thereto by the Provincial Treasurer. out of the consolidated revenue fund, upon the certificate of the Minister of Public Works and Labour declaring that the conditions of the contract have been observed up to the

date thereof and specifying the amount due.

"15D. The Lieutenant-Governor in Council may order the insertion in the said contract of any other conditions not inconsistent with this Act, which might assure the construction, maintenance and operation of the bridge and at the same time better protect and secure the Province, as regards the obligations assumed by it under this act."

4. This act shall come into force on the day of its sanction.

(S.Q. 20 Geo. V, 1930, ch. 3.)

### SCHEDULE "C".

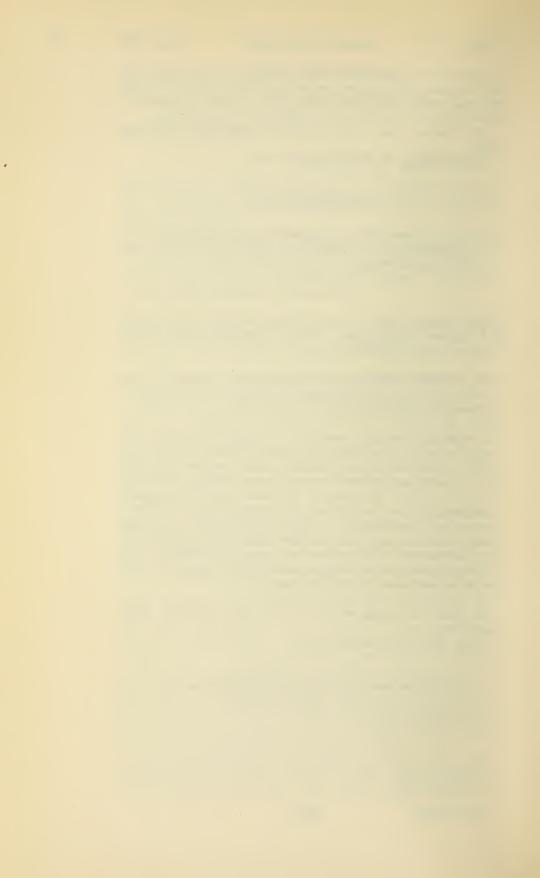
An Act to amend the Act respecting the construction and maintenance of a bridge over the river St. Lawrence at Caughnawaga.

[Assented to, the 4th of April, 1931.]

HIS Majesty, with the advice and consent of the Legislative Council and of the Legislative Assembly of Quebec, enacts as follows:—

- 1. Section 15B of the Act 18 George V, chapter 110, as enacted by the Act 20 George V, chapter 3, section 3, is replaced by the following:
- "15B. In the same contract or in any subsequent contract, it may be provided that, in case the amount of money derived from the tolls established under section 17 of this Act is insufficient to cover every year at maturity the sums required to pay the annual operating and maintenance charges of the said bridge and of its approaches, the interest on any loan contracted for the purpose of constructing said bridge and its approaches and the sinking fund of the loan, the Government shall undertake to pay the annual deficit to the corporation as long as such deficit exists but for a period of not more than forty years."
- 2. This Act shall come into force on the day of its sanction.

(S.Q. 21 Geo. V, 1931, ch. 6.)



### CHAP. 66.

An Act respecting The Essex Terminal Railway Company.

[Assented to 11th June, 1931.]

WHEREAS The Essex Terminal Railway Company has, Preamble. by its petition, prayed that it be enacted as herein- 1902, c. 62; after set forth, and it is expedient to grant the prayer of 1906, c. 93; the said petition: Therefore His Majesty, by and with the 1910, c. 98; the said petition: Therefore His Majesty, by and with the 1915, c. 43; advice and consent of the Senate and House of Commons 1917, c. 51 of Canada, enacts as follows:

1919, c. 84; 1921, c. 60; 1923, c. 77; 1925, c. 60;

1. The Essex Terminal Railway Company, hereinafter 1927, c. 84; called "the Company", may commence and construct the 1929, c. 68; Extension of line of railway authorized by section one of chapter fifty-one time for of the statutes of 1917, namely. -

From a point on or near the navigable waters of the Detroit river, in or near the town of Ojibway, to a point at or near Pelton, in the County of Essex.

2. If the said line is not commenced within two years, Limitation and is not completed and put in operation within five years of time for commencefrom the passing of this Act, the powers of construction ment and conferred upon the Company by Parliament, shall cease completion. and be null and void as respects such part of the said line of railway as then remains uncompleted.



### CHAP. 67.

An Act respecting The Kettle Valley Railway Company.

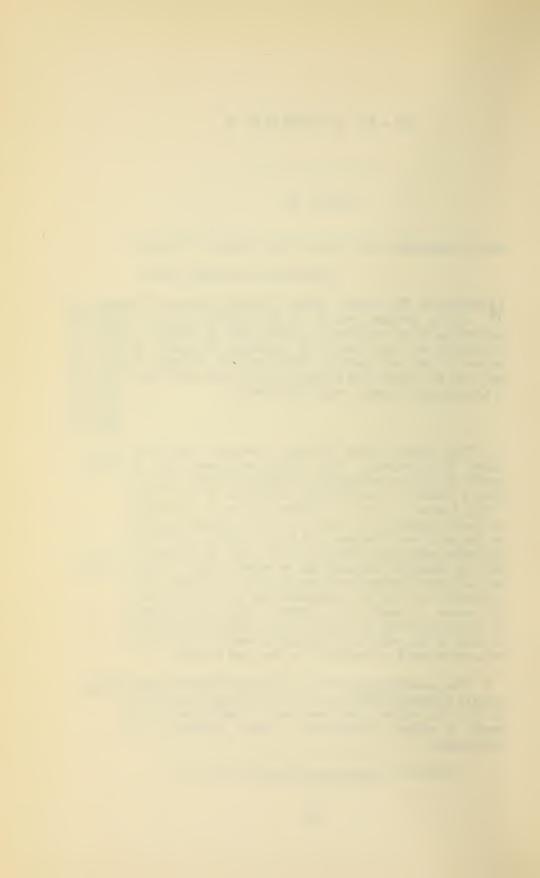
[Assented to 3rd August, 1931.]

WHEREAS The Kettle Valley Railway Company has 1901, c. 68; by its petition prayed for the passing of an Act 1903, c. 138; authorizing it to construct a certain line of railway, as 1906, c. 117; hereinafter set forth, and it is expedient to grant the 1909, c. 95; prayer of the said petition: Therefore His Majesty, by 1911, c. 101; and with the advice and consent of the Senate and House 1913, c. 140; of Commons of Common of Commons of Canada, enacts as follows:-

1914, c. 92; 1915, c. 46; 1916, c. 45; 1918, c. 54; 1920, c. 78;

1. The Kettle Valley Railway Company, hereinafter Line of called "the Company", may within two years after the railway passing of this Act commence to construct a line of railway authorized. from a point on the Osoyoos subdivision of the Kettle Valley Railway at or near Skaha, thence in a generally southerly direction to a point at or near Okanagan Falls on the said line of railway, all in the province of British Columbia; and may within five years after the passing of Time for this Act complete the said line of railway, and if within completion. the said periods respectively the said line of railway is not commenced and is not completed and put in operation, the powers of construction conferred upon the Company by Parliament shall cease and be null and void as respects so much of the said line of railway as shall not then have been commenced or completed, as the case may be.

2. The securities issued by the Company shall not exceed Issue of seventy thousand dollars per mile of the railway authorized securities. by this Act, and may be issued only in proportion to the length of railway constructed or under contract to be constructed.



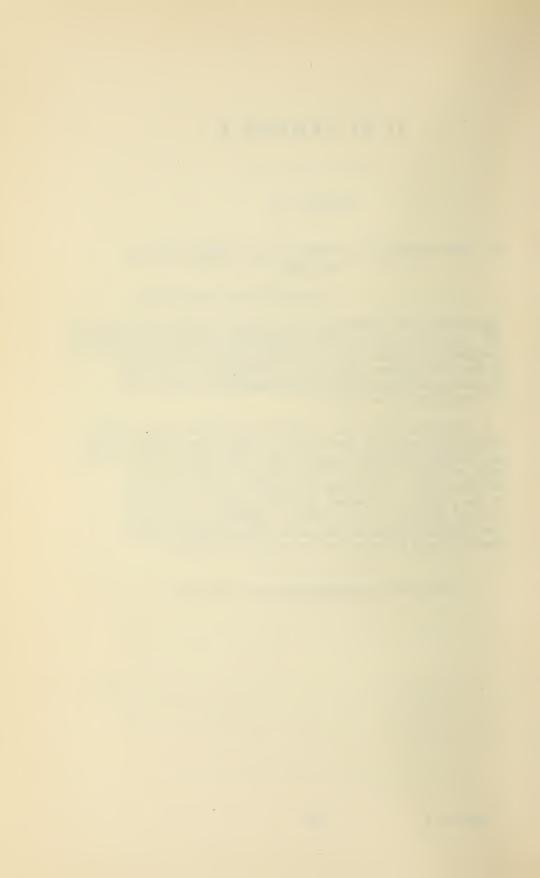
### CHAP. 68.

An Act respecting The Montreal and Atlantic Railway Company.

[Assented to 3rd August, 1931.]

WHEREAS The Montreal and Atlantic Railway Com- Preamble. pany has by its petition prayed that it be enacted as 1891, c. 68; 1893, c. 55. hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. Notwithstanding the provisions of section eleven of Issue of chapter sixty-eight of the statutes of 1891, The Montreal Amount and Atlantic Railway Company may issue bonds, deben-increased. tures or other securities to the extent of forty thousand dollars per mile of its railway between the town of Farnham, in the province of Quebec, and the province line at the town of Newport, in the State of Vermont, and twentyfive thousand dollars per mile of its railway between Drummondville and Enlaugra, in the province of Quebec.



### CHAP. 69.

An Act respecting the construction and maintenance of a bridge over the St. Lawrence river between the Island of Orléans and the coast of Beaupré, in the province of Quebec.

[Assented to 3rd August, 1931.]

WHEREAS it has been by petition represented that Preamble. it is in the interest of the district of the coast of Beaupré and of the Island of Orléans and of the whole of the province of Quebec to construct a bridge across the river St. Lawrence between the Island of Orléans and the coast of Beaupré, in the province of Quebec, and by virtue of chapter five of the statutes of the province of Quebec for the year 1931, the Government of the province of Quebec has been authorized to construct such bridge, and an Act of the Parliament of Canada authorizing the construction and maintenance of the said bridge and approving the site and plans of the said bridge is necessary: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. The Government of the province of Quebec is author- construction. ized to construct and maintain a bridge and its approaches of bridge authorized. for the passage of pedestrians, vehicles, carriages and other like purposes across the St. Lawrence river between the Island of Orléans and the coast of Beaupré in the province of Quebec.

2. The said bridge, mentioned in section one hereof, shall Submission be constructed and located under and be subject to such of plans for approval. regulations for the security of navigation of the said river as the Governor in Council prescribes, and to such end the Government of the province of Quebec shall submit to the Governor in Council for examination and approval a design and drawing of the bridge and a map of the location giving the soundings accurately, showing the bed of the stream, and shall furnish such other information as is required for a full and satisfactory understanding of the

subject, and until the said plans and location are approved by the Governor in Council the said bridge shall not be built or commenced; and if any changes be made in the plans of the said bridge during its construction such changes shall be subject to the approval of the Governor in Council and shall not be made or commenced until it is so approved.

### CHAP. 70.

An Act respecting The St. Lawrence River Bridge Company.

[Assented to 3rd August, 1931.]

WHEREAS The St. Lawrence River Bridge Company Preamble. has represented that it was incorporated by Act of 1928, c. 65. the Parliament of Canada, chapter sixty-five of the statutes of 1928, and has prayed that an Act may be passed extending the time for the commencement and completion of its undertaking and for other purposes, and it is expedient to grant the prayer of the said petition: Therefore His Majesty. by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. Section thirteen of chapter sixty-five of the statutes of 1928 is repealed and the following is substituted therefor:-

"13. The Company may unite with any company or Amalgamacompanies incorporated under the laws of Canada or of agreements the State of New York or of the United States, or any with other state thereof, or with any public authority, body or commission constituted under the laws of Canada or of the State of New York or of the United States or any State thereof, in financing, controlling, building, working, managing, maintaining and using the said bridge, terminals and approaches, and may make agreements with any such company or companies, public authority, body, or commission respecting the financing, control, construction, maintenance, management and use of the said bridge and its appurtenances, and may, subject to the provisions of sections one hundred and fifty-one, one hundred and fiftytwo and one hundred and fifty-three of the Railway Act, R.S., c. 170. make arrangements with any such company or companies, for conveying or leasing the said bridge to such company or companies, in whole or in part, or any rights or powers acquired by it, as also the franchise, surveys, plans,

works, plant, machinery and other property to it belonging, or for an amalgamation with any such company, on such terms and conditions as are agreed upon and subject to such restrictions as the directors deem fit."

2. Section sixteen of chapter sixty-five of the statutes of 1928 is repealed and the following is substituted therefor:—

Extension of time for commencement and completion of bridge. "16. If the construction of the said bridge is not commenced within two years after the Governor in Council and the competent authority representing the state of New York or the United States of America have approved of such bridging, or if the said bridge is not completed within five years after such commencement, then the powers granted by this Act shall cease and be null and void as respects so much of the undertaking of the Company as then remains uncompleted: Provided, however, that if such approval is not obtained within six years after the passing of this Act, the powers granted for the construction of the said bridge shall cease and be null and void. Section one hundred and sixty-one of the Railway Act, shall not apply to the Company."

Proviso.

R.S. c. 170.

OTTAWA: Printed by Frederick Albert Acland, Law Printer to the King's Most Excellent Majesty.

### CHAP. 71.

An Act to incorporate Acme Assurance Company.

[Assented to 11th June, 1931.]

WHEREAS the persons hereinafter named have by their Preamble. petition prayed that it be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:-

- 1. James Warren York, Henry Aldous Aylen, Gordon Incorporation. Caleb Medcalf, Duncan Kenneth MacTavish and William Barrett Bate, barristers-at-law, all of the city of Ottawa, in the province of Ontario, together with such persons as become shareholders of the Company, are hereby incorporated under the name of "Acme Assurance Company," Corporate hereinafter called "the Company."
- 2. The persons named in section one of this Act shall be Provisional directors. the provisional directors of the Company.
- 3. The capital stock of the Company shall be two Capital hundred thousand dollars.
- 4. The amount to be subscribed before the general Subscription meeting for the election of directors is called shall be twentymeeting. five thousand dollars.
- 5. The head office of the Company shall be in the city Head office. of Ottawa, in the province of Ontario.
- 6. The Company may make contracts of guarantee Class of insurance insurance.
- 7. (1) The Company shall not commence any business Subscription of insurance until at least two hundred thousand dollars of of capital its capital stock have been bonâ fide subscribed and at least before commencing

business.

authorized.

Chap. **71**.

twenty-five thousand dollars paid thereon. It may then transact the business of guarantee insurance limited to the guaranteeing and becoming security for the due performance of any contract or agreement or of the duties of any office and of executing bonds in legal actions and proceedings.

(2) The Company shall not commence the business of guarantee insurance other than that mentioned in subsection (1) hereof until the paid capital, or the paid capital together with the surplus, has been increased to not less

than fifty thousand dollars.

"Surplus" defined.

(3) In this section the word "surplus" means the excess of assets over liabilities, including the amount paid on account of capital stock and the reserve of unearned premiums calculated pro rata for the unexpired term of all policies of the Company in force.

R.S., c. 101. 8. The *Insurance Act* shall apply to the Company.

OTTAWA: Printed by Frederick Albert Acland, Law Printer to the King's Most Excellent Majesty.

### CHAP. 72.

An Act respecting Grain Insurance and Guarantee Company.

[Assented to 11th June, 1931.]

WHEREAS Grain Insurance and Guarantee Company, Preamble. incorporated by chapter ninety-seven of the statutes 1919, c. 97. of 1919, hereinafter called "the Company" has, by its petition prayed for the passing of an Act to increase its capital stock and for other amendments to its Act of incorporation and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. Section three of chapter ninety-seven of the statutes Capital stock of 1919 is hereby repealed and the following section is increased. substituted therefor:-

"3. The capital stock of the Company shall be two Capital

million five hundred thousand dollars."

2. The directors of the Company may make by-laws—By Laws. (a) for creating and issuing any part of the unissued

capital stock as preferred stock; and

(b) for the conversion into preferred stock of the shares of the capital stock of the Company subscribed for and issued before the coming into force of this Act together with any additional shares of the capital stock issued after the said date and arising from the declaration. or issued in satisfaction of dividends declared prior to or contemporaneously with the passing of the first by-law under the provisions of this section.

3. The preferred stock authorized by this Act may by Conditions the by-law creating the same be given such preference of preferred stock. and priority as respects dividends and in any other respect over ordinary stock and may also be made subject to such restrictions as respects dividends and voting rights and in any other respect as is by such by-law declared.

Rights of holders of preferred stock. 4. (1) Any such by-law may provide that the holders of shares of the preferred stock shall have the right to select a certain stated proportion of the board of directors or may give them such other control or may so limit their control over the affairs of the Company as is considered expedient and may provide for the redemption of such shares by the Company as therein set out: Provided, however, that on any such redemption no premium shall be paid to the holders of such shares.

Rate of dividend.

(2) The said preferred stock shall not carry a higher rate of dividend than seven per centum per annum, excepting, however, that the holders of shares of preferred stock may from time to time be paid such additional dividends or distributions as may from time to time be declared by the directors out of any surplus or portion of surplus which may be accrued and undistributed at the time of the passing of the first by-law made under the provisions of this Act if such surplus or portion of surplus is by said by-law set apart solely and particularly for the benefit of the holders of shares of preferred stock.

Terms to be set out in certificates. (3) Any term or provision of any such by-law, whereby the rights of holders of shares of preferred stock are limited or restricted, shall be fully set out in the certificate of such shares.

Redemption or conversion.

5. Unless preferred stock is issued subject to redemption or conversion, the same shall not be subject to redemption or conversion without the consent of the holders thereof.

Coming into force of by-laws.

6. No such by-law shall have any force or effect whatever until after it has been sanctioned by at least two-thirds of the votes cast at a special general meeting of the shareholders of the Company duly called for considering the same.

No conversion without consent.

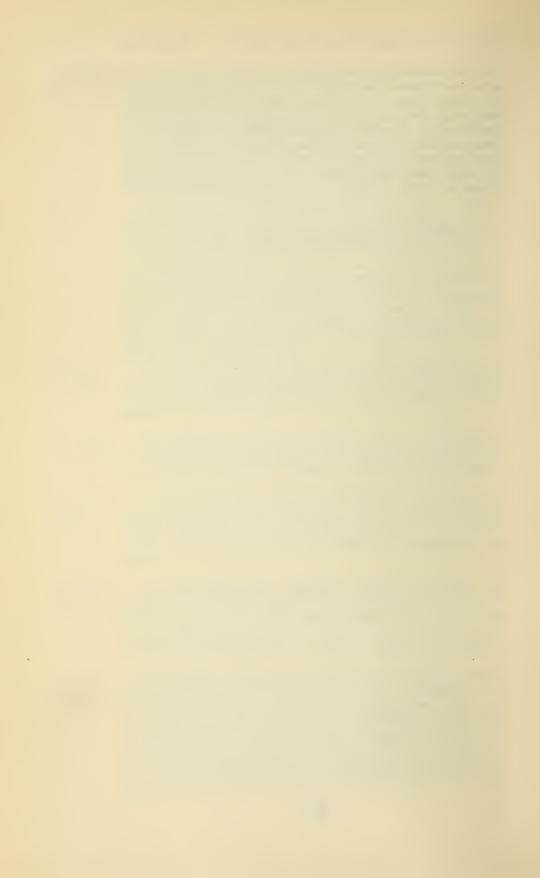
7. Notwithstanding anything herein contained the holders of ordinary shares of the Company issued prior to the passing of any by-law pursuant to section two hereof, shall not be bound without their consent, to convert into preferred stock any ordinary shares held by them.

Holders of preferred stock to be shareholders.

S. Holders of shares of preferred stock shall be share-holders within the meaning of the Acts applicable to the Company, and shall in all respects possess the rights and be subject to the liabilities of shareholders within the meaning thereof: Provided that in respect of dividends, and in any other respect declared by by-law as authorized by this Act, they shall, as against the ordinary shareholders, be entitled to the preferences and rights given by such by-law.

**9.** Notwithstanding anything contained in subsection Increase of capital valifive of section one hundred and thirty-seven of the *Insurance* dated. Act, being chapter one hundred and one of the Revised Statutes of Canada, 1927, the increase in the authorized capital of the Company from \$500,000 to \$1,000,000 is hereby declared to be as valid and effective as if the whole of the previously authorized capital stock of the Company had been subscribed before the twenty-second day of September, 1927, and fifty per cent paid thereon in cash.

OTTAWA: Printed by Frederick Albert Acland, Law Printer to the King's Most Excellent Majesty.



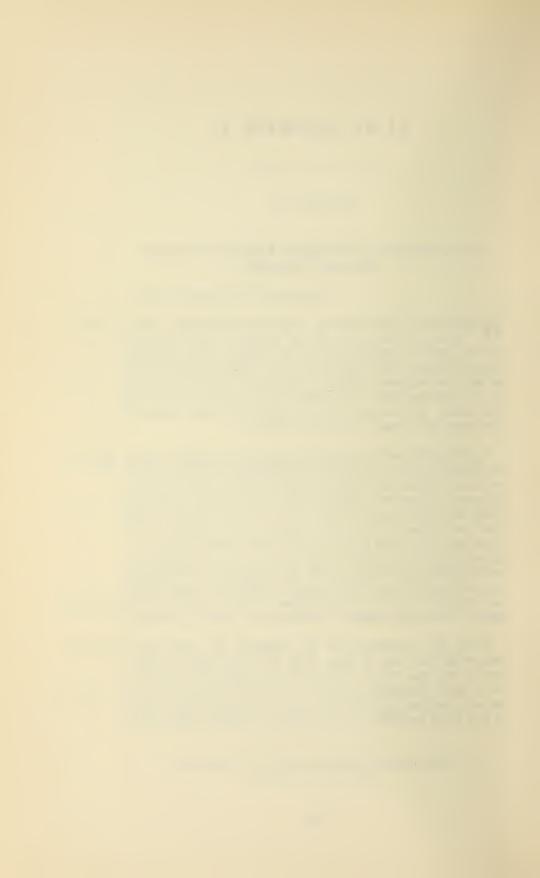
### CHAP. 73.

An Act respecting The Railway Employees Casualty Insurance Company.

[Assented to 3rd August, 1931.]

WHEREAS The Railway Employees Casualty Insur-Preamble. ance Company has by its petition prayed that an Act be passed extending the time during which the Minister of Finance may grant to the said company the licence to carry on business, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and the House of Commons of Canada, enacts as follows:—

- 1. Notwithstanding anything in the Insurance Act, chapter Extension of one hundred and one of the Revised Statutes of Canada, 1927, time. or in the Act incorporating The Railway Employees Casualty Insurance Company, chapter eighty-two of the statutes of 1929, the said chapter eighty-two of the statutes of 1929 shall be deemed not to have expired and ceased to be in force after the 30th day of April, 1931, but to have continued and to be in force for all purposes thereof whatsoever until the first day of May, 1933, and the Minister of Finance may at any time not later than the 30th day of April, 1933, and subject to all other provisions of the Insurance Act, R.S., c. 101. grant to the said company the licence to carry on business.
- 2. If the Company has not obtained the said licence Limitation. before the first day of May, 1933, the said chapter eightytwo of the statutes of 1929 shall then expire and cease to be in force thereafter, except for the sole purpose of winding up the Company's business, but otherwise shall remain in full force and effect for all purposes thereof whatsoever.



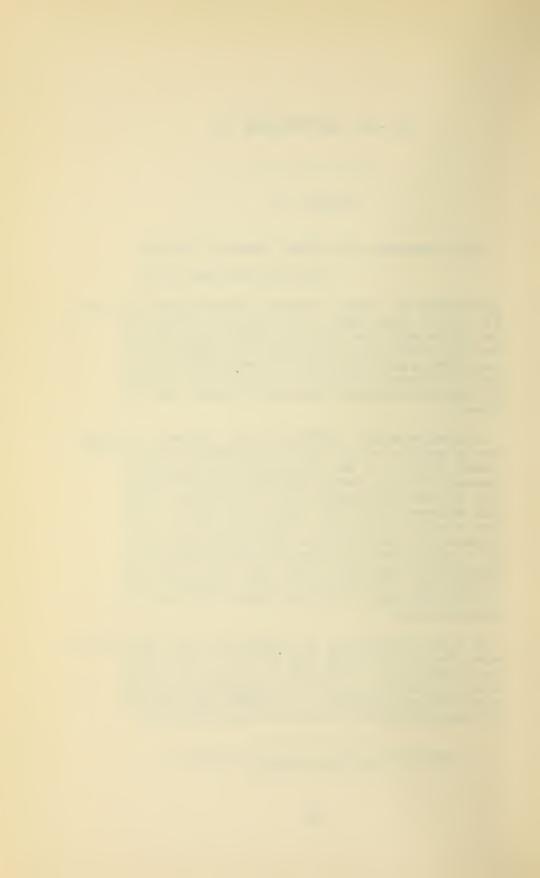
### CHAP. 74.

An Act respecting The Wapiti Insurance Company.

[Assented to 3rd August, 1931.]

WHEREAS The Wapiti Insurance Company has by its Preamble. petition prayed that an Act be passed extending the time during which the Minister of Finance may grant to the said Company the licence to carry on business, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

- 1. Notwithstanding anything in the Insurance Act, Extension chapter one hundred and one of the Revised Statutes of Canada, 1927, or in the Act incorporating The Wapiti Insurance Company, chapter eighty-four of the statutes of 1929, the said chapter eighty-four of the statutes of 1929 shall be deemed not to have expired and ceased to be in force after the thirtieth day of April, 1931, but to have continued and to be in force for all purposes thereof whatsoever until the first day of May, 1933, and the Minister of Finance may at any time not later than the thirtieth day of April, 1933, and subject to all other provisions of the Insurance Act, grant to the said Company the licence to carry on business.
- 2. If the Company has not obtained the said licence Limitation. before the first day of May, 1933, the said chapter eighty-four of the statutes of 1929 shall then expire and cease to be in force thereafter, except for the sole purpose of winding up the Company's business, but otherwise shall remain in full force and effect for all purposes thereof whatsoever.



### CHAP. 75.

An Act respecting a certain patent application of Emma E. Tait.

[Assented to 3rd August, 1931.]

WHEREAS Emma E. Tait, of Alliance, in the state of Preamble. Ohio, one of the United States of America, and hereafter called "the petitioner," has by her petition represented that an application for a patent of invention for new and useful improvements in a reversing gear was filed in the Patent Office of Canada on the 11th day of June, 1926, under serial Number 314,745 by Charles Hayes of Moundsville, in the state of West Virginia, one of the United States of America; that the fee of \$15.00 payable under the provisions of section forty-three of the Patent Act, on filing the application, was duly paid; that the application was allowed by the Commissioner of Patents on the second day of August, A.D. 1926; that the petitioner is the owner of the said application by assignment recorded in the Patent Office under Number 132,778; that under the said provisions of section forty-three of the Patent Act a further fee of twenty dollars became due and payable within six months of the date of notice of allowance of the application, but was not so paid by the petitioner or her attorney, and thereupon the application became forfeited; that the petitioner had no notice of the failure to make payment as so provided, or of the said forfeiture, until after the lapse of the period within which under the said provisions application might have been made to the Commissioner of Patents for the restoration of the forfeited application and the grant of a patent thereon; and whereas by her petition the petitioner has prayed that it may be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Power to Commissioner of Patents to reinstate application for patent.

R.S. 1927. c. 150, s. 43. 1. If the said Emma E. Tait or her assignee or other legal representative, makes, within three months after the date of the passing of this Act, an application to the Commissioner of Patents for an order restoring and reviving the application for a patent mentioned in the preamble to this Act, notwithstanding failure to pay the final fee as aforesaid, the provisions of section forty-three of the Patent Act, chapter one hundred and fifty of the Revised Statutes, 1927, except the six months' limitation of time for such application contained in that section, shall apply to that application for a patent and, complying with these provisions, the Commissioner of Patents may make either an order restoring and reviving that application or an order dismissing that application.

Rights saved.

2. If, during the period when the application was forfeited and before the date of publication of the notice of the petitioner's intention to apply to Parliament for the passing of this Act, any person has acquired any right in respect of the inventions to which that application had reference, then, in the event of the Commissioner of Patents making, as provided for by section one of this Act, an order restoring and reviving that application, every such right shall be deemed to have had and to have the same force and effect as if this Act had not been passed; but nothing in this section shall be deemed to derogate from the provisions contained in sections seven and eight of the Patent Act or to deprive the applicant of any benefit therefrom.

OTTAWA: Printed by Frederick Albert Acland, Law Printer to the King's Most Excellent Majesty.

### CHAP. 76.

An Act Respecting a certain patent of A. R. Wilfley & Sons, Inc.

[Assented to 11th June, 1931.]

WHEREAS A. R. Wilfley & Sons, Inc., a corporation of Preamble. the State of Colorado in the United States of America, and having its head office in the city of Denver in the said State, has by its petition set forth that it is the owner by assignment of a certain patent for centrifugal pumps for which one Arthur R. Wilfley of the city and county of Denver in the State of Colorado, United States of America, pursuant to the provisions of the Patent Act, on the 7th 1806, c. 69. day of October, 1919, made application, which said application was filed under Serial No. 233,888, and was allowed by the Commissioner of Patents on the 30th day of January, 1920, and issued to patent under No. 198,319 on the 16th day of March, 1920, and which said patent became void on the 16th day of March, 1926, through the failure of the said A. R. Wilfley to pay the fees payable six years from the grant of the patent, pursuant to the terms of subsections one and three of section forty-three of The Patent Act, 1923, c. 23. and whereas the said A. R. Wilfley & Sons, Inc., has by its petition prayed that it may be enacted as hereinafter set forth, and it is expedient to grant the prayer of the said Petition:

Therefore His Majesty, by and with the consent of the Senate and the House of Commons of Canada, enacts as follows:-

1. If the said A. R. Wilfley & Sons, Inc., or its assignee Extension of or other legal representative, makes, within three months after the date of the passing of this Act, an application to revive for an order restoring and reviving the patent mentioned in patent. the preamble to this Act, notwithstanding non-payment of fees, the provisions of section forty-seven of the Patent Act, chapter one hundred and fifty of the Revised Statutes R.S., c. 127, of Canada, 1927 except the two years' limitation of time c. 150. for such application contained in the said section, shall

Authority to Commissioner. apply to such patent, and complying with those provisions the Commissioner of Patents may make either an order restoring and reviving the said patent or an order dismissing the application.

#### CHAP. 77.

An Act to amend the Act incorporating the Board of Management of the Canadian District of the Evangelical Lutheran Joint Synod of Ohio and other States, and to change its name to the "Board of Management of the Canadian District of the American Lutheran Church."

[Assented to 3rd August, 1931.]

WHEREAS the Board of Management of the Canadian Preamble. District of the Evangelical Lutheran Joint Synod of 1913, c. 143. Ohio and other States has by its petition prayed for the passing of an Act to change the name of the said Board and to change the place of its head office, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. The Act to incorporate the Board of Management of Name the Canadian District of the Evangelical Lutheran Joint changed. Synod of Ohio and other States, chapter one hundred and forty-three of the statutes of 1913, is hereby amended by replacing the words "Board of Management of the Canadian District of the Evangelical Lutheran Joint Synod of Ohio and other States" by the words "Board of Management of the Canadian District of the American Lutheran Church" wherever they occur in said Act but such change in name shall not in any way impair, alter or affect the rights or liabilities of the Board, nor in any way affect any suit or proceeding now pending or judgment existing either by or in favour of or against the Board, which, notwithstanding such change in the name of the Board, may be prosecuted, continued, completed and enforced as if this Act had not been passed.

2. Section three of chapter one hundred and forty-three of the statutes of 1913 is hereby repealed and the following is substituted therefor:

"3. The head office of the Board shall be at the city of Head-Office. Medicine Hat in the province of Alberta."



### CHAP. 78.

An Act respecting The Canadian Woodmen of the World.

[Assented to 3rd August, 1931.]

WHEREAS by chapter one hundred and one of the Preamble, statutes of 1923, the powers of The Canadian Woodmen of the World, hereinafter called "the Order," were defined, and the said Order has by its petition represented that it desires to extend its powers, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

- 1. This Act may be cited as The Canadian Woodmen Short title. of the World Act, 1931.
- 2. The Executive Council, elected or appointed in Transfer of accordance with the by-laws of the Order, shall have power on or before the first day of April, 1932, to transfer from the surplus in any benefit fund or funds of the Order to the General Fund such an amount as may be recommended for that purpose by the Actuary of the Order, such amount not to exceed, however, the amount of the deficit in the said General Fund as of the thirty-first day of December, 1931, or in the aggregate the amount of sixty thousand dollars, whichever is the less.

OTTAWA: Printed by FREDERICK ALBERT ACLAND, Law Printer to the King's Most Excellent Majesty.



### CHAP. 79.

An Act respecting the Eastern Telephone and Telegraph Company.

[Assented to 3rd August, 1931.]

WHEREAS the Eastern Telephone and Telegraph Com- Preamble. pany has by its petition represented that it was duly incorporated by chapter seventy-six of the statutes of 1917, and has prayed that the said chapter seventy-six be amended as hereinafter set forth, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

1. (1) Notwithstanding anything in chapter seventy-six Reduction of the statutes of 1917, the Eastern Telephone and Telegraph of share capital. Company may, subject to confirmation by the Secretary of State, by by-law reduce its share capital in any way, and in particular, without prejudice to the generality of the foregoing power, may

- (a) extinguish or reduce the liability on any of its shares in respect of share capital not fully paid up;
- (b) either with or without extinguishing or reducing liability on any of its shares, cancel any paid-up share capital which is lost or unrepresented by available assets; or
- (c) either with or without extinguishing or reducing liability on any of its shares, pay off any paid-up share capital which is in excess of the wants of the Company.
- (2) No by-law for reducing the capital stock of the By-law Company shall have any force or effect whatsoever until it to be confirmed. is sanctioned by at least two-thirds of the votes cast at a special general meeting of the Company duly called for considering the same, and afterwards confirmed by the Secretary of State.

Addition to name of Company of "and reduced".

2. (1) On and from the sanction by the shareholders of the Company of a by-law for reducing share capital, or where the reduction does not involve either the diminution of any liability in respect of unpaid share capital or the payment to any shareholder of any paid-up share capital, then on and from the presentation of the petition to the Secretary of State for confirmation of the reduction, the Company shall add to its name until such date as the Secretary of State may fix, the words "and reduced", as the last words in its name, and those words shall until that date, be deemed to be part of the name of the Company.

(2) Where the reduction does not involve either the diminution of any liability in respect of unpaid share capital or the payment to any shareholder of any paid-up share capital, the Secretary of State may, if he thinks expedient, dispense altogether with the addition of the

words "and reduced".

Objections by creditors and settlement of list of objecting creditors.

- 3. (1) Where the proposed reduction of share capital involves either diminution of liability in respect of unpaid share capital or the payment to any shareholder of any paid-up share capital, and in any other case if the Secretary of State so directs, every creditor of the Company who at the date of the petition for confirmation by the Secretary of State is entitled to any debt or claim which, if that date were the commencement of the winding-up of the Company, would be admissible in proof against the Company shall be entitled to object to the reduction.
- (2) The Secretary of State shall settle a list of creditors so entitled to object, and for that purpose shall ascertain, as far as possible without requiring an application from any creditor, the names of those creditors and the nature and amount of their debts or claims, and may publish notices fixing a day or days within which creditors not entered on the list are to claim to be so entered or are to be excluded from the right of objecting to the reduction.
- (3) Where a creditor entered on the list whose debt or claim is not discharged or determined does not consent to the reduction, the Secretary of State may, if he thinks fit, dispense with the consent of that creditor, on the Company securing payment of his debt or claim by appropriating, as the Secretary of State may direct, the following amount, that is to say,
  - (a) if the Company admits the full amount of his debt or claim, or though not admitting it, is willing to provide for it, then the full amount of the debt or claim;
  - (b) if the Company does not admit or is not willing to provide for the full amount of the debt or claim, or if the amount is contingent or not ascertained, then an

amount fixed by the Secretary of State after the like inquiry and adjudication as if the Company were being wound up.

4. The Secretary of State, if satisfied, with respect to Order every creditor of the Company who under this Act is confirming reduction. entitled to object to the reduction, that either his consent to the reduction has been obtained, or his debt or claim has been discharged, determined, or secured, may confirm the reduction on such terms and conditions as he thinks fit.

5. (1) A shareholder of the Company, past or present, Liability of members in shall not be liable in respect of any share to any call or respect of contribution exceeding in amount the difference, if any, reduced shares. between the amount paid, or, as the case may be, the reduced amount, if any, which is to be deemed to have been paid, on the share and the amount of the share as fixed on confirmation by the Secretary of State.

- (2) If any creditor, entitled in respect of any debt or claim to object to the reduction of share capital is, by reason of his ignorance of the proceedings for reduction, or of their nature and effect with respect to his claim, not entered on the list of creditors, and, after the reduction, the Company is unable, within the meaning of the provisions of the Winding-up Act to pay the amount of his debt or claim, then
  - (a) every person who was a shareholder of the Company at the date of the confirmation by the Secretary of State shall be liable to contribute for the payment of that debt or claim an amount not exceeding the amount which he would have been liable to contribute if the Company had commenced to be wound up on the day before the date of the confirmation by the Secretary of State; and
  - (b) if the Company is wound up, the court, on the application of any such creditor and proof of his ignorance as aforesaid, may, if it thinks fit, settle accordingly a list of persons so liable to contribute, and make and enforce calls and orders on the contributories settled on the list as if they were ordinary contributories in a winding up.
- (3) Nothing in this section shall affect the rights of the contributories among themselves.
- 6. Any director, manager, or officer of the Company Penalty for who wilfully conceals the name of any creditor entitled to concealment of name of object to the reduction, or wilfully misrepresents the nature creditor. or amount of the debt or claim of any creditor, or aids or abets in or is privy to any such concealment or misrepresentation, is guilty of an indictable offence and liable to

five years' imprisonment or to a penalty not exceeding one thousand dollars, or to both such imprisonment and such penalty.

Publication of reasons for reductions.

7. In any case of reduction of share capital the Secretary of State may require the Company to publish, as he directs, the causes which led to the reduction, the reasons for reduction or such other information in regard thereto as he may think expedient with a view to giving proper information to the public.

Secretary of State to confirm by-law. S. At any time, not more than six months after the approval by the shareholders of a by-law for reducing the capital stock of the Company, the Company may apply to the Secretary of State to confirm the same.

Evidence with application.

9. (1) The Company shall, with such application, produce a copy of such by-law, under the seal of the Company and signed by the president or vice-president and the secretary, and establish to the satisfaction of the Secretary of State, the due passage and sanction of such by-law and the expediency and bonâ fide character of the reduction of capital thereby provided.

Evidence how taken. (2) The Secretary of State shall, for that purpose, take any requisite evidence in writing, by oath or affirmation or by statutory declaration, and shall keep of record any such evidence so taken.

Secretary of State may confirm reduction.

10. (1) Upon the due passage and approval of such by-law being so established, the Secretary of State may confirm such reduction.

Notice.

(2) Notice of the confirmation of such reduction shall be forthwith given by the Secretary of State in the *Canada Gazette*.

Effect.

(3) From the date of such confirmation the capital stock of the Company shall be and remain reduced, to the amount, in the manner and subject to the conditions set forth by such by-law.

### CHAP. 80.

An Act respecting The Subsidiary High Court of the Ancient Order of Foresters in the Dominion of Canada.

[Assented to 11th June, 1931.]

WHEREAS The Subsidiary High Court of the Ancient Preamble.

1898, c. 91; Order of Foresters in the Dominion of Canada, 1901, c. 101; incorporated by chapter ninety-one of the statutes of 1898, 1908, c. 108; hereinafter called "the Society", has by its petition prayed 1923, c. 108; for the passing of an Act authorizing the Society to reallocate certain premiums to be hereafter collected, and declaring that the Executive Council and the High Court Officers of the Society elected in 1927, or regularly appointed subsequently, may hold office until the High Court meeting of the Society in 1931, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:-

- 1. Chapter ninety-one of the Statutes of 1898, An Act to incorporate The Subsidiary High Court of the Ancient Order of Foresters in the Dominion of Canada, is amended by inserting therein the following section after section ten thereof:-
- "10A. (1) The Society may maintain a Management Management Fund to which shall be credited all dues and other sums Fund. intended to be used for the payment of expenses and administration of the Society other than those of the Insurance Fund, and all the said expenses shall be payable out of the said Management Fund; and the Society may make provision in its constitution whereby in the event of there being a deficiency in the said Management Fund and a surplus above all liabilities in any one or more of the Benefit Funds of the Society other than the said Insurance Fund, the High Court may at any session thereof provide for the allocation to the said Management Fund of such portion of the premiums falling due in the said

Benefit Funds during any twelve months period thereafter until the next meeting of the High Court, as the Actuary of the Society may recommend; the amount allocated to the Management Fund during any such period shall not exceed, however, two months' premiums in the said Benefit Funds.

Notice of allocation to the management Fund.

(2) Notice of intention to make an allocation to the Management Fund of the premiums or any portion thereof falling due in any month in the said Benefit Funds shall be given in the official organ of the Society at least one month before the due date of such premiums."

Executive Council and High Court officers may hold office.

2. Notwithstanding anything contained in the general by-laws of the Society, and notwithstanding the failure of the Society to hold a meeting of the High Court in the year 1929, the members of the Executive Council and the High Court officers who were regularly elected at the meeting of the High Court of the Society held in the year 1927 or regularly appointed in accordance with the bylaws of the Society since the date of the said meeting, and who, at the date of the coming into force of this Act, were acting as members of the Executive Council and as High Court officers, respectively, shall be deemed to have had, and to continue to have until the date of a meeting of the High Court to be held in the year 1931, the same authority to act for the Society as if a meeting of the High Court of the Society had been held in the year 1929. in accordance with the by-laws of the Society, and the said Executive Council and officers had been regularly elected thereat.

When section one comes into force.

3. Section one of this Act shall not come into force until the said section has been approved by resolution adopted by the meeting of the High Court of the Society to be held in the year 1931. The said section shall come into force on the day on which it is so approved by the High Court, or on such other day as may be provided in the said resolution.

### CHAP. 81.

An Act respecting The Restigouche Log Driving and Boom Company.

[Assented to 11th June, 1931.]

WHEREAS The Restigouche Log Driving and Boom Preamble. Company has by its petition represented that the 1910, c. 155; c. 78. powers granted it by chapter seventy-eight of the statutes of Canada, 1925, An Act respecting The Restigouche Log Driving and Boom Company, have never been exercised; and has prayed that the said Act be repealed, and it is expedient to grant the prayer of the said petition: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:-

1. The Act of the Parliament of Canada, namely, chapter Act of 1925 seventy-eight of the statutes of 1925, entitled An Act repealed. respecting The Restigouche Log Driving and Boom Company, is hereby repealed.

### CHAP. 82.

An Act for the relief of Gordon Aaron.

[Assented to 3rd August, 1931.]

Preamble

WHEREAS Gordon Aaron, domiciled in Canada and residing at the city of Montreal, in the province of Quebec, tailor, has by his petition alleged that on the sixteenth day of April, A.D. 1925, at the said city, he and Very Webb, who was then of the said city, a spinster, were married; and whereas by his petition he has prayed that, because of her adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of his petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Marriage dissolved. 1. The said marriage between Gordon Aaron and Very Webb, his wife, is hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.

Right to marry again. 2. The said Gordon Aaron may at any time hereafter marry any woman whom he might lawfully marry if the said marriage with the said Very Webb had not been solemnized.

### CHAP. 83.

An Act for the relief of Dorothy Helen Marie Debnam Almon.

[Assented to 11th June, 1931.]

WHEREAS Dorothy Helen Marie Debnam Almon, Preamble. residing at the city of Montreal, in the province of Quebec, wife of Eric Brian Almon, salesman, who is domiciled in Canada and formerly resided at the said city, has by her petition alleged that they were married on the thirtieth day of June, A.D. 1917, at the city of Portsmouth, in the county of Portsmouth, England, she then being Dorothy Helen Marie Debnam, a spinster; and whereas by her petition she has prayed that, because of his adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of her petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

- 1. The said marriage between Dorothy Helen Marie Marriage Debnam and Eric Brian Almon, her husband, is hereby dissolved. dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.
- 2. The said Dorothy Helen Marie Debnam may at any Right to time hereafter marry any man whom she might lawfully marry if the said marriage with the said Eric Brian Almon had not been solemnized.

### CHAP. 84.

An Act for the relief of Annie Bick Barder.

[Assented to 3rd August, 1931.]

Preamble.

WHEREAS Annie Bick Barder, residing at the city of London, England, sales manager, wife of Kenneth Charles Barder, merchant, who is domiciled in Canada and residing at the city of Montreal, in the province of Quebec, has by her petition alleged that they were married on the ninth day of March, A.D. 1920, at the said city of London, she then being Annie Bick, a spinster; and whereas by her petition she has prayed that, because of his adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of her petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Marriage dissolved.

1. The said marriage between Annie Bick and Kenneth Charles Barder, her husband, is hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.

Right to marry again.

2. The said Annie Bick may at any time hereafter marry any man whom she might lawfully marry if the said marriage with the said Kenneth Charles Barder had not been solemnized.

### CHAP. 85.

An Act for the relief of Barbara Wallace Barlow.

[Assented to 3rd August, 1931.]

WHEREAS Barbara Wallace Barlow, residing at the Preamble. city of Montreal, in the province of Quebec, wife of Charles Barlow, stationary engineer, who is domiciled in Canada and residing at the said city, has by her petition alleged that they were married on the twenty-ninth day of July, A.D. 1916, at the city of Leith, Scotland, she then being Barbara Wallace Wood, a spinster; and whereas by her petition she has prayed that, because of his adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of her petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

- 1. The said marriage between Barbara Wallace Wood Marriage and Charles Barlow, her husband, is hereby dissolved, and dissolved. shall be henceforth null and void to all intents and purposes whatsoever.
- 2. The said Barbara Wallace Wood may at any time Right to hereafter marry any man whom she might lawfully marry if the said marriage with the said Charles Barlow had not been solemnized.

OTTAWA: Printed by FREDERICK ALBERT ACLAND, Law Printer to the King's Most Excellent Majesty.

### CHAP. 86.

An Act for the relief of Joseph Norman Berger.

[Assented to 11th June, 1931.]

Preamble

WHEREAS Joseph Norman Berger, domiciled in Canada and residing at the city of Montreal, in the province of Quebec, salesman, has by his petition alleged that on the nineteenth day of March, A.D. 1927, at the said city, he and Isabel Gertrude Bowie, who was then of the said city, a spinster, were married; and whereas by his petition he has prayed that, because of her adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of his petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Marriage dissolved.

1. The said marriage between Joseph Norman Berger and Isabel Gertrude Bowie, his wife, is hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.

Right to marry again. 2. The said Joseph Norman Berger may at any time hereafter marry any woman whom he might lawfully marry if the said marriage with the said Isabel Gertrude Bowie had not been solemnized.

OTTAWA: Printed by FREDERICK ALEXRY ACLAND, Law Printer to the King's Most Excellent Majesty.

### CHAP. 87.

An Act for the relief of Mary Ellen Margaret Montague Burrows.

[Assented to 11th June, 1931.]

WHEREAS Mary Ellen Margaret Montague Burrows, Preamble. residing at the city of Montreal, in the province of Quebec, wife of Jack Beresford Burrows, agent, who is domiciled in Canada and residing at the said city, has by her petition alleged that they were married on the fourteenth day of August, A.D. 1925, at the city of Westmount, in the said province, she then being Mary Ellen Margaret Montague, a spinster; and whereas by her petition she has prayed that, because of his adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of her petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

- 1. The said marriage between Mary Ellen Margaret Marriage Montague and Jack Beresford Burrows, her husband, is dissolved, hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.
- 2. The said Mary Ellen Margaret Montague may at Right to any time hereafter marry any man whom she might law-marry again. fully marry if the said marriage with the said Jack Beresford Burrows had not been solemnized.

#### CHAP. 88.

An Act for the relief of Ada Jane Woodhams Bush.

[Assented to 3rd August, 1931.]

Preamble.

WHEREAS Ada Jane Woodhams Bush, residing at the city of Montreal, in the province of Quebec, wife of Arthur William Bush, joiner, who is domiciled in Canada and residing at the said city, has by her petition alleged that they were married on the twenty-first day of September, A.D. 1918, at the said city, she then being Ada Jane Woodhams, a spinster; and whereas by her petition she has prayed that, because of his adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of her petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Marriage dissolved.

1. The said marriage between Ada Jane Woodhams and Arthur William Bush, her husband, is hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.

Right to marry again.

2. The said Ada Jane Woodhams may at any time hereafter marry any man whom she might lawfully marry if the said marriage with the said Arthur William Bush had not been solemnized.

OTTAWA: Printed by FREDERICK ALBERT ACLAND, Law Printer to the King's Most Excellent Majesty.

### CHAP, 89.

An Act for the relief of Rosa Maud Thomson Checketts.

[Assented to 11th June, 1931.]

WHEREAS Rosa Maud Thomson Checketts, residing at Preamble. the city of Westmount, in the province of Quebec, wife of George Checketts, machinist, who is domiciled in Canada and residing at the city of Montreal, in the said province, has by her petition alleged that they were married on the twenty-seventh day of September, A.D. 1905, at the said city of Montreal, she then being Rosa Maud Thomson, a spinster; and whereas by her petition she has prayed that, because of his adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of her petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:--

- 1. The said marriage between Rosa Maud Thomson and Marriage George Checketts, her husband, is hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.
- 2. The said Rosa Maud Thomson may at any time here-Right to after marry any man whom she might lawfully marry if the said marriage with the said George Checketts had not been solemnized.

### CHAP. 90.

An Act for the relief of Marjorie Kathleen Younger Cooper.

[Assented to 3rd August, 1931.]

Preamble.

WHEREAS Marjorie Kathleen Younger Cooper, residing at the city of Montreal, in the province of Quebec, dress buyer, wife of Edward John Cooper, aircraft pilot, who is domiciled in Canada and residing at the said city, has by her petition alleged that they were married on the twenty-second day of April, A.D. 1922, in the district of St. Marylebone, in the county of London, England, she then being Marjorie Kathleen Younger, a spinster; and whereas by her petition she has prayed that, because of his adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of her petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Marriage dissolved.

1. The said marriage between Marjorie Kathleen Younger and Edward John Cooper, her husband, is hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.

Right to marry again. 2. The said Marjorie Kathleen Younger may at any time hereafter marry any man whom she might lawfully marry if the said marriage with the said Edward John Cooper had not been solemnized.

OTTAWA: Printed by FREDERICK ALBERT ACLAND, Law Printer to the King's Most Excellent Majesty.

### CHAP. 91.

An Act for the relief of Bruce Raymond Diamond.

[Assented to 3rd August, 1931.]

WHEREAS Bruce Raymond Diamond, domiciled in Preamble. Canada and residing at Charlottetown Royalty, in the province of Prince Edward Island, steam boiler fireman, has by his petition alleged that on the fifteenth day of August, A.D. 1908, at the city of Charlottetown, in the said province, he and Ruth Lena Drake, who was then of the village of Hunter River, in the said province, a spinster, were married; and whereas by his petition he has prayed that, because of her adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of his petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:-

- 1. The said marriage between Bruce Raymond Diamond Marriage and Ruth Lena Drake, his wife, is hereby dissolved, and dissolved. shall be henceforth null and void to all intents and purposes whatsoever.
- 2. The said Bruce Raymond Diamond may at any time Right to hereafter marry any woman whom he might lawfully marry marry again. if the said marriage with the said Ruth Lena Drake had not been solemnized.

#### CHAP. 92.

An Act for the relief of Beatrice Marie Dumaresq.

[Assented to 3rd August, 1931.]

Preamble.

WHEREAS Beatrice Marie Dumaresq, residing at the city of Montreal, in the province of Quebec, wife of Clarence Edward Falconer Dumaresq, merchant, who is domiciled in Canada and residing at the said city, has by her petition alleged that they were married on the fourteenth day of September, A.D. 1911, at the said city, she then being Beatrice Mary Doty, a spinster; and whereas by her petition she has prayed that, because of his adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of her petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Marriage dissolved.

1. The said marriage between Beatrice Marie Doty and Clarence Edward Falconer Dumaresq, her husband, is hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.

Right to marry again. 2. The said Beatrice Marie Doty may at any time hereafter marry any man whom she might lawfully marry if the said marriage with the said Clarence Edward Falconer Dumaresq had not been solemnized.

### CHAP. 93.

An Act for the relief of Lily Adèle Caswell Dyson.

[Assented to 3rd August, 1931.]

WHEREAS Lily Adèle Caswell Dyson, residing at the Preamble. city of Ottawa, in the province of Ontario, registered nurse, wife of Elson Leonard Dyson, salesman, who is domiciled in Canada and residing at the city of Montreal, in the province of Quebec, has by her petition alleged that they were married on the second day of November, A.D. 1914, at the town of Richmond, in the said province of Quebec, she then being Lily Adèle Caswell, a spinster; and whereas by her petition she has prayed that, because of his adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of her petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

- 1. The said marriage between Lily Adèle Caswell and Marriage Elson Leonard Dyson, her husband, is hereby dissolved, dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.
- 2. The said Lily Adèle Caswell may at any time hereafter Right to marry any man whom she might lawfully marry if the said marry again. marriage with the said Elson Leonard Dyson had not been solemnized.

#### CHAP. 94.

An Act for the relief of Ray Finkelstein.

[Assented to 3rd August, 1931.]

Preamble.

WHEREAS Ray Finkelstein, residing at the city of Montreal, in the province of Quebec, sales clerk, wife of Moses Finkelstein, merchant, who is domiciled in Canada and residing at the said city, has by her petition alleged that they were married on the twenty-seventh day of June, A.D. 1923, at the said city, she then being Ray Kastner, a spinster; and whereas by her petition she has prayed that, because of his adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of her petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Marriage dissolved.

1. The said marriage between Ray Kastner and Moses Finkelstein, her husband, is hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.

Right to marry again.

2. The said Ray Kastner may at any time hereafter marry any man whom she might lawfully marry if the said marriage with the said Moses Finkelstein had not been solemnized.

### CHAP. 95.

An Act for the relief of Marie Rose Agnès Bélanger Gauron.

[Assented to 3rd August, 1931.]

WHEREAS Marie Rose Agnès Bélanger Gauron, residing Preamble. at the city of Montreal, in the province of Quebec, house-keeper, wife of Delphis Gauron, otherwise known as Delphis Caron, butcher, who is domiciled in Canada and residing at the said city, has by her petition alleged that they were married on the sixteenth day of July, A.D. 1906, at the said city, she then being Marie Rose Agnès Bélanger, a spinster; and whereas by her petition she has prayed that, because of his adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of her petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:-

- 1. The said marriage between Marie Rose Agnès Bélanger Marriage and Delphis Gauron, otherwise known as Delphis Caron, dissolved. her husband, is hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.
- 2. The said Marie Rose Agnès Bélanger may at any Right to time hereafter marry any man whom she might lawfully marry again. marry if the said marriage with the said Delphis Gauron, otherwise known as Delphis Caron, had not been solemnized.

OTTAWA: Printed by FREDERICK ALBERT ACLAND, Law Printer to the King's Most Excellent Majesty.

### CHAP. 96.

An Act for the relief of Ellen Jane Easton Graham.

[Assented to 11th June, 1931.]

Preamble.

WHEREAS Ellen Jane Easton Graham, residing at the city of Montreal, in the province of Quebec, wife of Henry Arthur Graham, accountant, who is domiciled in Canada and residing at the said city, has by her petition alleged that they were married on the fourth day of February, A.D. 1919, at the city of London, England, she then being Ellen Jane Easton, a spinster; and whereas by her petition she has prayed that, because of his adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of her petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Marriage dissolved.

1. The said marriage between Ellen Jane Easton and Henry Arthur Graham, her husband, is hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.

Right to marry again.

2. The said Ellen Jane Easton may at any time hereafter marry any man whom she might lawfully marry if the said marriage with the said Henry Arthur Graham had not been solemnized

### CHAP. 97.

An Act for the relief of Lillian Freedman Guttman.

[Assented to 3rd August, 1931.]

WHEREAS Lillian Freedman Guttman, residing at the Preamble. city of Montreal, in the province of Quebec, bookkeeper, wife of Gerson Guttman, accountant, who is domiciled in Canada and residing at the said city, has by her petition alleged that they were married on the eighth day of February, A.D. 1920, at the said city, she then being Lillian Freedman, a spinster; and whereas by her petition she has prayed that, because of his adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of her petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

- 1. The said marriage between Lillian Freedman and Marriage Gerson Guttman, her husband, is hereby dissolved, and dissolved. shall be henceforth null and void to all intents and purposes whatsoever.
- 2. The said Lillian Freedman may at any time hereafter Right to marry any man whom she might lawfully marry if the said marry again. marriage with the said Gerson Guttman had not been solemnized.

#### CHAP. 98.

An Act for the relief of Albert Thompson Johnston.

[Assented to 3rd August, 1931.]

Preamble.

WHEREAS Albert Thompson Johnston, domiciled in Canada and residing at the city of Montreal, in the province of Quebec, chauffeur, has by his petition alleged that on the nineteenth day of June, A.D. 1922, at the city of Burlington, in the state of Vermont, one of the United States of America, he and Rita Etta Shequin, who was then of the said city of Burlington, a spinster, were married; and whereas by his petition he has prayed that, because of her adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of his petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Marriage dissolved. 1. The said marriage between Albert Thompson Johnston and Rita Etta Shequin, his wife, is hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.

Right to marry again.

2. The said Albert Thompson Johnston may at any time hereafter marry any woman whom he might lawfully marry if the said marriage with the said Rita Etta Shequin had not been solemnized.

### CHAP. 99.

An Act for the relief of Eleanor Fritz Lawson.

[Assented to 11th June, 1931.]

WHEREAS Eleanor Fritz Lawson, residing at the city of Montreal, in the province of Quebec, domestic servant, wife of Holger Lauritz Lawson, repairer of musical instruments, who is domiciled in Canada and residing at the said city, has by her petition alleged that they were married on the third day of April, A.D. 1928, at the said city, she then being Eleanor Fritz, a spinster; and whereas by her petition she has prayed that, because of his adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of her petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

- 1. The said marriage between Eleanor Fritz and Holger Marriage Lauritz Lawson, her husband, is hereby dissolved, and shall dissolved be henceforth null and void to all intents and purposes whatsoever.
- 2. The said Eleanor Fritz may at any time hereafter Right to marry any man whom she might lawfully marry if the said marriage with the said Holger Lauritz Lawson had not been solemnized.

#### CHAP, 100.

An Act for the relief of Joan Marguerite Loggie.

[Assented to 11th June, 1931.]

Preamble.

WHEREAS Joan Marguerite Loggie, residing at the village of Martin, in the municipal borough of Salisbury, Wiltshire, England, cake maker, wife of John Miller Loggie, artist, who is domiciled in Canada and residing at the city of Montreal, in the province of Quebec, has by her petition alleged that they were married on the twentyfourth day of January, A.D. 1920, at the city of Newark, in the state of New Jersey, one of the United States of America, she then being Joan Marguerite Fison, a spinster: and whereas by her petition she has prayed that, because of his adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of her petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Marriage dissolved.

1. The said marriage between Joan Marguerite Fison and John Miller Loggie, her husband, is hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.

Right to marry again.

2. The said Joan Marguerite Fison may at any time hereafter marry any man whom she might lawfully marry if the said marriage with the said John Miller Loggie had not been solemnized.

OTTAWA: Printed by FREDERICK ALBERT ACLAND, Law Printer to the King's Most Excellent Majesty.

### CHAP. 101.

An Act for the relief of Rita Margaret Mary Longmore.

[Assented to 3rd August, 1931.]

WHEREAS Rita Margaret Mary Longmore, residing at Preamble. the city of Montreal, in the province of Quebec, stenographer, wife of Samuel Longmore, commercial traveller, who is domiciled in Canada and residing at the said city, has by her petition alleged that they were married on the second day of October, A.D. 1923, at the said city, she then being Rita Margaret Mary Wall, a spinster; and whereas by her petition she has prayed that, because of his adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of her petition be granted; Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

- 1. The said marriage between Rita Margaret Mary Wall Marriage and Samuel Longmore, her husband, is hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.
- 2. The said Rita Margaret Mary Wall may at any time Right to hereafter marry any man whom she might lawfully marry if the said marriage with the said Samuel Longmore had not been solemnized.

### CHAP. 102.

An Act for the relief of Emily Hughes Macculloch.

[Assented to 3rd August, 1931.]

Preamble.

WHEREAS Emily Hughes Macculloch, residing at the city of Hamilton, in Bermuda, wife of Ferdinand George Macculloch, secretary, who is domiciled in Canada and residing at the city of Montreal, in the province of Quebec, has by her petition alleged that they were married on the twenty-sixth day of June, A.D. 1915, at the said city of Hamilton, she then being Emily Hughes Ingham, a spinster; and whereas by her petition she has prayed that, because of his adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of her petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Marriage dissolved.

1. The said marriage between Emily Hughes Ingham and Ferdinand George Macculloch, her husband, is hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.

Right to marry again. 2. The said Emily Hughes Ingham may at any time hereafter marry any man whom she might lawfully marry if the said marriage with the said Ferdinand George Macculloch had not been solemnized.

### CHAP. 103.

An Act for the relief of Helen Borland Beattie MacNicol.

[Assented to 11th June, 1931.]

WHEREAS Helen Borland Beattie MacNicol, residing at Preamble. the city of Montreal, in the province of Quebec, bank clerk, wife of Robert MacNicol, book-keeper, who is domiciled in Canada and residing at the said city of Montreal, has by her petition alleged that they were married on the seventh day of June, A.D. 1924, at the city of Lachine, in the said province, she then being Helen Borland Beattie, a spinster; and whereas by her petition she has prayed that, because of his adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of her petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

- 1. The said marriage between Helen Borland Beattie Marriage and Robert MacNicol, her husband, is hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.
- 2. The said Helen Borland Beattie may at any time Right to hereafter marry any man whom she might lawfully marry if the said marriage with the said Robert MacNicol had not been solemnized.

#### CHAP. 104.

An Act for the relief of Olive Hamley Fraser Mann.

[Assented to 11th June, 1931.]

Preamble.

WHEREAS Olive Hamley Fraser Mann, residing at the city of Sherbrooke, in the province of Quebec, merchant, wife of James Hedley Mann, merchant, who is domiciled in Canada and residing at the city of Montreal, in the said province, has by her petition alleged that they were married on the twentieth day of April, A.D. 1921, at the said city of Montreal, she then being Olive Hamley Fraser, a spinster; and whereas by her petition she has prayed that, because of his adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of her petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Marriage dissolved.

1. The said marriage between Olive Hamley Fraser and James Hedley Mann, her husband, is hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.

Right to marry again. 2. The said Olive Hamley Fraser, may at any time hereafter marry any man whom she might lawfully marry if the said marriage with the said James Hedley Mann had not been solemnized.

### CHAP. 105.

An Act for the relief of Florence Marshall.

[Assented to 3rd August, 1931.]

WHEREAS Florence Marshall, residing at the city of Preamble. Montreal, in the province of Quebec, hairdresser, wife of Christopher Marshall, railway porter, who is domiciled in Canada and residing at the said city, has by her petition alleged that they were married on the fourth day of October, A.D. 1913, at the city of Toronto, in the province of Ontario, she then being Florence Springer, a spinster; and whereas by her petition she has prayed that, because of his adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of her petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

- 1. The said marriage between Florence Springer and Marriage Christopher Marshall, her husband, is hereby dissolved, dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.
- 2. The said Florence Springer may at any time hereafter Right to marry any man whom she might lawfully marry if the said marry again. marriage with the said Christopher Marshall had not been solemnized.

#### CHAP. 106.

An Act for the relief of Robert Ruff Martin.

[Assented to 3rd August, 1931.]

Preamble.

WHEREAS Robert Ruff Martin, domiciled in Canada and residing at the city of Verdun, in the province of Quebec, warehouseman, has by his petition alleged that on the first day of March, A.D. 1921, at the city of Montreal, in the said province, he and Claudine Matilda Clausen, who was then of the said city of Montreal, a spinster, were married; and whereas by his petition he has prayed that, because of her adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of his petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Marriage dissolved.

1. The said marriage between Robert Ruff Martin and Claudine Matilda Clausen, his wife, is hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.

Right to marry again.

2. The said Robert Ruff Martin may at any time hereafter marry any woman whom he might lawfully marry if the said marriage with the said Claudine Matilda Clausen had not been solemnized.

### CHAP. 107.

An Act for the relief of Agnes Sarah Evelyn Ballard McNaught.

[Assented to 11th June, 1931.]

WHEREAS Agnes Sarah Evelyn Ballard McNaught, Preamble. residing at the city of Montreal, in the province of Quebec, wife of John Charles Kirkpatrick McNaught, broker, who is domiciled in Canada and residing at the said city, has by her petition alleged that they were married on the twenty-fifth day of June, A.D. 1924, at the city of Toronto, in the province of Ontario, she then being Agnes Sarah Evelyn Ballard, a spinster; and whereas by her petition she has prayed that, because of his adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of her petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

- 1. The said marriage between Agnes Sarah Evelyn Marriage Ballard and John Charles Kirkpatrick McNaught, her dissolved husband, is hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.
- 2. The said Agnes Sarah Evelyn Ballard may at any Right to time hereafter marry any man whom she might lawfully marry again. marry if the said marriage with the said John Charles Kirkpatrick McNaught had not been solemnized.

OTTAWA: Printed by FREDERICK ALBERT ACLAND, Law Printer to the King's Most Excellent Majesty.

### CHAP. 108.

An Act for the relief of Alice Boyne Ostiguy.

[Assented to 11th June, 1931.]

Preamble.

WHEREAS Alice Boyne Ostiguy, residing at the city of Montreal, in the province of Quebec, dressmaker, wife of Bernier Ostiguy, advocate, who is domiciled in Canada and residing at the said city, has by her petition alleged that they were married on the twenty-seventh day of July, A.D. 1925, at the city of New York, in the state of New York, one of the United States of America, she then being Alice Boyne Murphy, a spinster; and whereas by her petition she has prayed that, because of his adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of her petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Marriage dissolved.

1. The said marriage between Alice Boyne Murphy and Bernier Ostiguy, her husband, is hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.

Right to marry again. 2. The said Alice Boyne Murphy may at any time hereafter marry any man whom she might lawfully marry if the said marriage with the said Bernier Ostiguy had not been solemnized.

## CHAP. 109.

An Act for the relief of Minnie Fagan Rabinovitch.

[Assented to 3rd August, 1931.]

WHEREAS Minnie Fagan Rabinovitch, residing at the Preamble. city of Montreal, in the province of Quebec, clerk, wife of Jacob Rabinovitch, glove cutter, who is domiciled in Canada and residing at the said city, has by her petition alleged that they were married on the nineteenth day of November, A.D. 1920, at the said city, she then being Minnie Fagan, a spinster; and whereas by her petition she has prayed that, because of his adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of her petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

- 1. The said marriage between Minnie Fagan and Jacob Marriage Rabinovitch, her husband, is hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.
- 2. The said Minnie Fagan may at any time hereafter Right to marry any man whom she might lawfully marry if the said marriage with the said Jacob Rabinovitch had not been solemnized.

## CHAP. 110.

An Act for the relief of William Henry Rees.

[Assented to 3rd August, 1931.]

Preamble.

WHEREAS William Henry Rees, domiciled in Canada and residing at the city of Verdun, in the province of Quebec, master mariner, has by his petition alleged that on the sixth day of December, A.D. 1916, in the district of Cardiff, in the counties of Cardiff and Glamorgan, in the principality of Wales, he and Frances Ann Finn, who was then of the said district, a spinster, were married; and whereas by his petition he has prayed that, because of her adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of his petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Marriage dissolved.

1. The said marriage between William Henry Rees and Frances Ann Finn, his wife, is hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.

Right to marry again. 2. The said William Henry Rees may at any time hereafter marry any woman whom he might lawfully marry if the said marriage with the said Frances Ann Finn had not been solemnized.

#### CHAP. 111.

An Act for the relief of Ruth Rosenberg.

[Assented to 3rd August, 1931.]

WHEREAS Ruth Rosenberg, residing at the city of Montreal, in the province of Quebec, saleswoman, wife of David Lewis Rosenberg, salesman, who is domiciled in Canada and residing at the said city, has by her petition alleged that they were married on the twenty-third day of June, A.D. 1920, at the said city, she then being Ruth Sisenwain, a spinster; and whereas by her petition she has prayed that, because of his adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of her petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

- 1. The said marriage between Ruth Sisenwain and Marriage David Lewis Rosenberg, her husband, is hereby dissolved, dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.
- 2. The said Ruth Sisenwain may at any time hereafter Right to marry any man whom she might lawfully marry if the said marry again. marriage with the said David Lewis Rosenberg had not been solemnized.

#### CHAP, 112,

An Act for the relief of Norah Kathleen Nevins Scott.

[Assented to 3rd August, 1931.]

Preamble.

WHEREAS Norah Kathleen Nevins Scott, residing at the city of Montreal, in the province of Quebec, clerk, wife of Arthur Gordon Scott, salesman, who is domiciled in Canada and residing at the said city, has by her petition alleged that they were married on the fifth day of November, A.D. 1921, at the city of St. John, in the province of New Brunswick, she then being Norah Kathleen Nevins, a spinster; and whereas by her petition she has prayed that, because of his adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of her petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Marriage dissolved.

1. The said marriage between Norah Kathleen Nevins and Arthur Gordon Scott, her husband, is hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.

Right to marry again. 2. The said Norah Kathleen Nevins may at any time hereafter marry any man whom she might lawfully marry if the said marriage with the said Arthur Gordon Scott had not been solemnized.

## CHAP. 113.

An Act for the relief of Mary Ann Ventura.

[Assented to 3rd August, 1931.]

WHEREAS Mary Ann Ventura, residing at the city of Mont-Preamble real, in the province of Quebec, wife of George Ventura, motion picture operator, who is domiciled in Canada and residing at the city of Ottawa, in the province of Ontario, has by her petition alleged that they were married on the fourth day of May, A.D. 1910, at the said city of Ottawa, she then being Mary Ann O'Hara, a spinster; and whereas by her petition she has prayed that, because of his adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of her petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:--

1. The said marriage between Mary Ann O'Hara and Marriage George Ventura, her husband, is hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.

2. The said Mary Ann O'Hara may at any time here-Right to after marry any man whom she might lawfully marry if the marry again. said marriage with the said George Ventura had not been solemnized.

## CHAP. 114.

An Act for the relief of Carl Vohwinkel.

[Assented to 3rd August, 1931.]

Preamble.

WHEREAS Carl Vohwinkel, domiciled in Canada and residing at the city of Montreal, in the province of Quebec, civil engineer, has by his petition alleged that on the fourth day of April, A.D. 1912, at the village of Delhaven, in the county of Kings, in the province of Nova Scotia, he and Augusta Victoria Sporleder, who was then of the said village, a spinster, were married; and whereas by his petition he has prayed that, because of her adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of his petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Marriage dissolved.

1. The said marriage between Carl Vohwinkel and Augusta Victoria Sporleder, his wife, is hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.

Right to marry again. 2. The said Carl Vohwinkel may at any time hereafter marry any woman whom he might lawfully marry if the said marriage with the said Augusta Victoria Sporleder had not been solemnized.

OTTAWA: Printed by FREDERICK ALBERT ACLAND, Law Printer to the King's Most Excellent Majesty.

#### CHAP. 115.

An Act for the relief of Thora Mary Balfry Walker.

[Assented to 3rd August, 1931.]

WHEREAS Thora Mary Balfry Walker, residing at the Preamble. city of Outremont, in the province of Quebec, wife of Melbourne Ronald Walker, stock broker, who is domiciled in Canada and residing at the city of Montreal, in the said province, has by her petition alleged that they were married on the first day of August, A.D. 1929, at the said city of Montreal, she then being Thora Mary Balfry, a spinster; and whereas by her petition she has prayed that, because of his adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of her petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

- 1. The said marriage between Thora Mary Balfry and Marriage Melbourne Ronald Walker, her husband, is hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.
- 2. The said Thora Mary Balfry may at any time here-Right to after marry any man whom she might lawfully marry if the marry again, said marriage with the said Melbourne Ronald Walker had not been solemnized.

#### CHAP. 116.

## An Act for the relief of Pearl Whelan.

[Assented to 3rd August, 1931.]

Preamble.

WHEREAS Pearl Whelan, residing at the city of Montreal, in the province of Quebec, assistant book-keeper, wife of John Thomas Whelan, clerk, who is domiciled in Canada and residing at the city of Quebec, in the said province of Quebec, has by her petition alleged that they were married on the fifth day of April, A.D. 1918, at the city of Ottawa, in the province of Ontario, she then being Pearl Philipps, a spinster; and whereas by her petition she has prayed that, because of his adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of her petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Marriage dissolved.

1. The said marriage between Pearl Philipps and John Thomas Whelan, her husband, is hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.

Right to marry again.

2. The said Pearl Philipps may at any time hereafter marry any man whom she might lawfully marry if the said marriage with the said John Thomas Whelan had not been solemnized.

#### CHAP. 117.

An Act for the relief of Isabel Catherine Rohrer White.

[Assented to 3rd August, 1931.]

WHEREAS Isabel Catherine Rohrer White, residing at the city of Montreal, in the province of Quebec, wife of Maxwell George White, salesman, who is domiciled in Canada and residing at the said city, has by her petition alleged that they were married on the twenty-first day of April, A.D. 1924, at the said city, she then being Isabel Catherine Rohrer, a spinster; and whereas by her petition she has prayed that, because of his adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of her petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

- 1. The said marriage between Isabel Catherine Rohrer Marriage and Maxwell George White, her husband, is hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.
- 2. The said Isabel Catherine Rohrer may at any time Right to hereafter marry any man whom she might lawfully marry marry again if the said marriage with the said Maxwell George White had not been solemnized.

## CHAP. 118.

An Act for the relief of Frank Godsoe Wilson.

[Assented to 3rd August, 1931.]

Preamble

WHEREAS Frank Godsoe Wilson, domiciled in Canada and residing at the city of Westmount, in the province of Quebec, secretary, has by his petition alleged that on the twenty-sixth day of April, A.D. 1924, at the city of St. John, in the province of New Brunswick, he and Marjorie Harding Sancton, who was then of the said city of St. John, a spinster, were married; and whereas by his petition he has prayed that, because of her adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of his petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Marriage dissolved.

1. The said marriage between Frank Godsoe Wilson and Marjorie Harding Sancton, his wife, is hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.

Right to marry again. 2. The said Frank Godsoe Wilson may at any time hereafter marry any woman whom he might lawfully marry if the said marriage with the said Marjorie Harding Sancton had not been solemnized.

#### CHAP. 119.

An Act for the relief of Rebecca Jacobs Wiseblatt.

[Assented to 3rd August, 1931.]

WHEREAS Rebecca Jacobs Wiseblatt, residing at the Preamble city of Outremont, in the province of Quebec, stenographer, wife of Harry Wiseblatt, cutter, who is domiciled in Canada and residing at the city of Montreal, in the said province, has by her petition alleged that they were married on the sixteenth day of March, A.D. 1926, at the said city of Montreal, she then being Rebecca Jacobs, a spinster; and whereas by her petition she has prayed that, because of his adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of her petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

- 1. The said marriage between Rebecca Jacobs and Marriage Harry Wiseblatt, her husband, is hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.
- 2. The said Rebecca Jacobs may at any time hereafter Right to marry any man whom she might lawfully marry if the said marriage with the said Harry Wiseblatt had not been solemnized.

## CHAP. 120.

An Act for the relief of Eileen Sybil Wolfe.

[Assented to 11th June, 1931.]

Preamble.

WHEREAS Eileen Sybil Wolfe, residing at the city of Montreal, in the province of Quebec, wife of Gerald Wolfe, clerk, who is domiciled in Canada and residing at the said city, has by her petition alleged that they were married on the twenty-eighth day of May, A.D. 1929, at the said city, she then being Eileen Sybil Fels, a spinster; and whereas by her petition she has prayed that, because of his adultery since then, their marriage be dissolved; and whereas the said marriage and adultery have been proved by evidence adduced and it is expedient that the prayer of her petition be granted: Therefore His Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Marriage dissolved.

1. The said marriage between Eileen Sybil Fels and Gerald Wolfe, her husband, is hereby dissolved, and shall be henceforth null and void to all intents and purposes whatsoever.

Right to marry again.

2. The said Eileen Sybil Fels may at any time hereafter marry any man whom she might lawfully marry if the said marriage with the said Gerald Wolfe had not been solemnized.

# TABLE OF CONTENTS

# LOCAL AND PRIVATE ACTS OF CANADA

SECOND SESSION, SEVENTEENTH PARLIAMENT, 21-22 GEORGE V, 1931

(Page figures denote numbers at the bottom of pages)

Assented to June 11 and August 3, 1931

#### RAILWAY AND BRIDGE COMPANIES

PAGE

CHAP.

**PART II—10** 

<ul> <li>62. An Act respecting The Algoma Central and Hudson Bay Railway Company</li> <li>63. An Act respecting The Burrard Inlet Tunnel and Bridge Company</li> <li>64. An Act respecting the Canadian Pacific Railway Company</li> </ul>	3 29 33
65. An Act respecting the construction and maintenance of a bridge over the river St.  Lawrence at Caughnawaga	37
66. An Act respecting The Essex Terminal Railway Company	45
67. An Act respecting The Kettle Valley Railway Company	47 49
68. An Act respecting The Montreal and Atlantic Railway Company	49
rence river between the Island of Orléans and the coast of Beaupré, in the	51
province of Quebec	53
The same same same and a second same same and a same same same same same same same sa	
* VANAMA ANGEL GOAD ANGEL	
INSURANCE COMPANIES	
71. An Act to incorporate Acme Assurance Company	55
72. An Act respecting Grain Insurance and Guarantee Company	57
73. An Act respecting The Railway Employees Casualty Insurance Company	61
74. An Act respecting The Wapiti Insurance Company	63
PATENTS	
75. An Act respecting a certain patent application of Emma E. Tait	65
76. An Act respecting a certain patent of A. R. Wilfley & Sons, Inc	67
OTHER COMPANIES	
77. An Act to amend the Board of Management of the Canadian District of the Evangelical Lutheran Joint Synod of Ohio and other States, and to change its name to the "Board of Management of the Canadian District of the American Lutheran Church".	69
78. An Act respecting The Canadian Woodmen of the World	71
79. An Act respecting the Eastern Telephone and Telegraph Company	73
80. An Act respecting The Subsidiary High Court of the Ancient Order of Foresters	
in the Dominion of Canada	77
81. An Act respecting The Restigouche Log Driving and Boom Company	79

119

## (Page figures denote numbers at the bottom of pages)

#### DIVORCES

CHAP		PAGE
	An Act for the relief of Gordon Aaron	80
	An Act for the relief of Dorothy Helen Marie Debnam Almon	81
84.	An Act for the relief of Annie Bick Barder	82
85.	An Act for the relief of Barbara Wallace Barlow	83
86.	An Act for the relief of Joseph Norman Berger	84
	An Act for the relief of Mary Ellen Margaret Montague Burrows	85
88.	An Act for the relief of Ada Jane Woodhams Bush	86
89.	An Act for the relief of Rosa Maud Thomson Checketts	87
	An Act for the relief of Marjorie Kathleen Younger Cooper	88
91.	An Act for the relief of Bruce Raymond Diamond	89
	An Act for the relief of Beatrice Marie Dumaresq	90
93.	An Act for the relief of Lily Adèle Caswell Dyson	91
94.	An Act for the relief of May Finkelstein	92
	An Act for the relief of Marie Rose Agnès Bélanger Gauron	93
96.	An Act for the relief of Ellen Jane Easton Graham	94
97.	An Act for the relief of Lillian Freedman Guttman	95
	An Act for the relief of Albert Thompson Johnston	96
	An Act for the relief of Eleanor Fritz Lawson	97
100.	An Act for the relief of Joan Marguerite Loggie	98
	An Act for the relief of Rita Margaret Mary Longmore	99
102.	An Act for the relief of Emily Hughes Macculloch	100
	An Act for the relief of Helen Borland Beattie MacNicol	101
	An Act for the relief of Olive Hamley Fraser Mann	102
	An Act for the relief of Florence Marshall	103
	An Act for the relief of Robert Ruff Martin	104
	An Act for the relief of Agnes Sarah Evelyn Ballard McNaught	105
	An Act for the relief of Alice Boyne Ostiguy	106
	An Act for the relief of Minnie Fagan Rabinovitch	107
	n Act for the relief of William Henry Rees	108
	An Act for the relief of Ruth Rosenberg	109
	an Act for the relief of Norah Kathleen Nevins Scott	110
	An Act for the relief of Mary Ann Ventura	111
	An Act for the relief of Carl Vohwinkel	112
	an Act for the relief of Thora Mary Balfry Walker	113
	In Act for the relief of Pearl Whelan	114
	an Act for the relief of Isabel Catherine Rohrer White	115
	an Act for the relief of Frank Godsoe Wilson	116
	an Act for the relief of Rebecca Jacobs Wiseblatt	117
120.	an Act for the relief of Eileen Sybil Wolfe	118

# INDEX

# LOCAL AND PRIVATE ACTS

SECOND SESSION, SEVENTEENTH PARLIAMENT, 21-22 GEORGE V, 1931

(Page figures denote numbers at bottom of pages)

## (For Divorce Acts, See Title "Divorces")

	CHAP.	PAGE
Acme Assurance Company	71	55
Algoma Central and Hudson Bay Railway Company	62	3
American Lutheran Church, Board of Management of Canadian District of	77	69
Burrard Inlet Tunnel and Bridge Company	63	29
Canadian Pacific Railway Company	64	<b>3</b> 3
Canadian Woodmen of the World	78	71
Caughnawaga, Bridge over St. Lawrence at	65	37
DIVORCES—		
Aaron, Gordon	82	80
Almon, Dorothy Helen Marie Debnam	83	- 81
Barder, Annie Bick	84	82
Barlow, Barbara Wallace	85	83
Berger, Joseph Norman	86	84
Burrows, Mary Ellen Margaret Montague	87	85
Bush, Ada Jane Woodhams	88	86
Checketts, Rosa Maud Thomson	89	87
Cooper, Marjorie Kathleen Younger	90	88
Diamond, Bruce Raymond	91	89
Dumaresq, Beatrice Marie	92	90
Dyson, Lily Adèle Caswell	93	91
Finkelstein, Ray	94	92
Gauron, Marie Rose Agnès Bélanger	95	93
Graham, Ellen Jane Easton.	96	94
Guttman, Lillian Freedman	97	95
Johnston, Albert Thompson	98	96
Lawson, Eleanor Fritz	99	97
Loggie, Joan Marguerite	100	98
Longmore, Rita Margaret Mary	101	99
Macculloch, Emily Hughes	102	100
MacNicol, Helen Borland Beattie	103	101
Mann, Olive Hamley Fraser	104	102
Marshall, Florence	105	103
Martin, Robert Ruff	106	104
McNaught, Agnes Sarah Evelyn Ballard	107	105
Ostiguy, Alice Boyne	108	106
Rabinovitch, Minnie Fagan	109	107
Rees, William Henry	110	108
Rosenberg, Ruth	111	109

ii INDEX

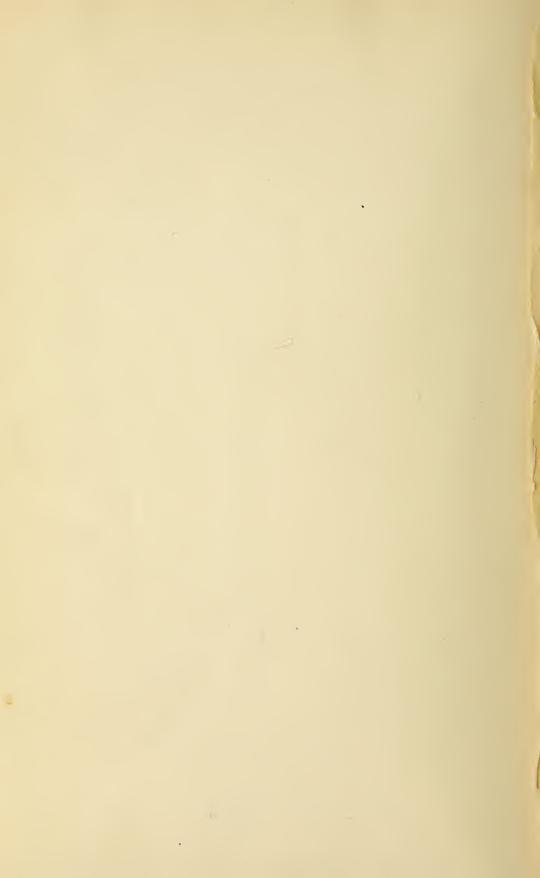
## (Page figures denote numbers at bottom of pages)

DIVORCES—Concluded	CHAP.	PAGE
Scott, Norah Kathleen Nevins	112	110
Ventura, Mary Ann	113	111
Vohwinkel, Carl	114	112
Walker, Thora Mary Balfry	115	113
Whelan, Pearl	116	114
White, Isabel Catherine Rohrer	117	115
Wilson, Frank Godsoe	118	116
Wiseblatt, Rebecca Jacobs	119	117
Wolfe, Eileen Sybil	120	118
Eastern Telephone and Telegraph Company	79	73
Essex Terminal Railway Company	66	45
Foresters, Subsidiary High Court of the Ancient Order of	80	77
Grain Insurance and Guarantee Company	72	57
Kettle Valley Railway Company	67	47
Montreal and Atlantic Railway Company	68	49
Orleans Island, Bridge over St. Lawrence at	69	51
Railway Employees Casualty Insurance Company	73	61
Restigouche Log Driving and Boom Company	81	79
St. Lawrence River Bridge Company	70	53
Tait, Emma E. (Patent)	75	65
Wapiti Insurance Company	74	63
Wilfley, A. R., & Sons, Inc. (Patent)	76	67









f Toronto For use in the Library iry ONLY DO NOT REMOVE THE Canada Statutes, erc. Statutes ... CARD **FROM** THIS POCKET Statutes Acme Library Card Pocket Under Pat. "Ref. Index File" Made by LIBRARY BUREAU

